EXHIBIT F - PART 2

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	120		JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1	A. Deputy Kristan.
2	Q. Anything Spencer said prior to	2	Q. What did you say to him, and what
3	being put in the holding cell?	4	did he say to you?
	A. Not that I recall.	5	A. We were speaking about if he felt
	Q. Did you observe at any point in	6	he was going to hurt himself.
6	time that night, any conversations between	7	Q. Who raised that subject?
7	Investigator Portious and Spencer?	8	A. I asked him.
8	A. No, ma'am.Q. Were there any other deputy	9	Q. Why did you ask him?
9	Q. Were there any other deputy sheriff employees, either investigators or	10	A. Because it's one of my questions
10	deputy sheriffs, at the facility during the	11	here.
11	booking process when Spencer was there?	12	Q. What did Kristan say?
12	A. Investigator Portious. Deputy	13	A. He said no. There was no signs
14	Kristan was there, with a K.	14	of him wanting to hurt himself. I believe
15	Q. Anybody else?	15	Deputy Kristan said that he feels dealing
16	A. Sergeant Hasmer was there.	16	drugs is like being a bartender.
17	Q. Anybody else?	17	Q. Did he say what he meant by that?
18	A. Deputy wise? I mean, anybody	18	A. No. I just said that's nice.
19	else as in deputy?	19	And that was the extent of me talking with
20	Q. I thought you said Deputy Weiss.	20	him.
21	I'm sorry. Anybody else from the sheriff's	21	Q. Did you have any understanding as
22	department?	22	to what Kristan was trying to communicate
23	A. Sergeant LaPolla.	23	when he made that statement?
24	Q. Focus on the sheriff's department	24	A. No.
25	and not the correctional facility. Anybody	25	Q. At some point in time, was Spencer
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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	else from the sheriff's department?	2	taking out of the holding cell?
3	A. Not that I can recall.	3	A. Yes.
4	Q. Did you observe Deputy Kristan to	4	Q. What occurred at that point?
5	be speaking with Spencer at any point in	5	A. At that point, we started the
6	time?	6	screening. Q. Who did the screening?
7	A. He was speaking with him. I	7	A. I did the screening.
8	don't know what he was talking about.	8	Q. Did anybody assist you?
9	Q. Did you hear anything that Kristan	10	A. Nobody assisted me.
10	said to Spencer or Spencer said to Kristan? A. I did not.	11	Q. What do you recall about the
11	Q. How about Hasmer, did you observe	12	screening process?
12	him to speak with Spencer at any point?	13	A. It was it went quick.
14	A. I didn't see him speaking with	14	Q. How do you perform the screening
15	him.	15	process? Do you read questions? Do you do
16	Q. Did you speak with any of the	16	something else?
17	deputy sheriff employees, either the	17	A. It's basically reading the
18	investigators or Deputy Kristan or Sergeant	18	questions. I start with the pedigree.
19	Hasmer about Spencer at any time?	19	Q. Do you recall if LaPolla was at
20	A. No.	20	the booking area at any point in time while
21	Q. Did you ask them any questions	21	Spencer was there?
			A. Sergeant LaPolla started the
2	about their observations of Spencer?	22	
	·	22 23	pedigree while he was locked in his cell.
2	about their observations of Spencer?		pedigree while he was locked in his cell. Q. So, this would have been while
2 23	A. Yes. Q. Who did you speak with in that regard?	23	Q. So, this would have been while Spencer was in the holding cell?
2 25 24 25	A. Yes. Q. Who did you speak with in that	23 24 25	pedigree while he was locked in his cell. Q. So, this would have been while Spencer was in the holding cell? COMPU-TRAN SHORTHAND REPORTING

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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		2	A. Not directly to the sergeant, no.
2	A. Yeah.Q. Is there anything that you can	3	Q. Do you have any understanding as
3		4	to when, if at all, Sergeant LaPolla saw the
^	recall hearing LaPolla say to Spencer or	5	P-1?
	Spencer saying to LaPolla at any time before	6	A. I'm not sure when the sergeant
6	you began completing the forms?	7	saw the P-1.
7	A. No, ma'am.Q. Did you ever speak with LaPolla	8	Q. Other than possibly reading it on
8		9	the P-1 at some point in time, did you do
9	about his observations of Spencer?	10	you have a recollection of communicating to
10	A. Yes, ma'am.	11	LaPolla the reasons why Spencer was placed
11	Q. When?	12	on the 15-minute watch?
12	A. That night and almost all the	13	A. No, ma'am. In passing that
13	time.	14	night, I can't give you an exact time.
14	Q. So since that night?	15	Q. Do you recall doing that at any
15	A. Since that night.	16	time?
16	Q. That night, what can you recall	17	A. No, ma'am. Aside from the P-1,
17	saying to LaPolla and LaPolla saying to you?	18	no.
18	A. I notified Sergeant LaPolla that	19	Q. And you said since that night.
19	he was on 15-minute check via the radio.	20	Since May 20th, you've spoken with LaPolla
20	And that he would be placed in cell seven.	21	about Spencer?
21	He didn't object.	22	A. Yes, ma'am.
22	Q. Did LaPolla say anything?	23	Q. What have you said to him, and
23	A. Sergeant didn't object.	24	what has he said to you?
24	Q. Did he indicate his agreement with	25	A. I just spoke with him generally
25	that?	25	COMPU-TRAN SHORTHAND REPORTING
	COMPU-TRAN SHORTHAND REPORTING 130		132
1		1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	JOSEPH A. VASATURO A. He indicated his agreement with	2	like I felt he was okay. I know it's a
2	JOSEPH A. VASATURO A. He indicated his agreement with cell seven.	1	like I felt he was okay. I know it's a little late to make the call now. But I
2 3 4	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the	2 3 4	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking
2 3 4 5	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks?	2 3 4 5	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was
2 3 4 5 6	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was	2 3 4 5 6	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was
2 3 4 5 6 7	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was finished. I told him yes.	2 3 4 5 6 7	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was speak with us like we're speaking now. He
2 3 4 5 6 7 8	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was finished. I told him yes. Q. Anything else that you said to	2 3 4 5 6 7 8	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was speak with us like we're speaking now. He was joking around. Did he have something to
2 3 4 5 6 7 8 9	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was finished. I told him yes. Q. Anything else that you said to LaPolla or that LaPolla said to you May 19th	2 3 4 5 6 7 8 9	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was speak with us like we're speaking now. He was joking around. Did he have something to look forward to? I believe he did. He said
2 3 4 5 6 7 8 9	JOSEPH A. VASATURO A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was finished. I told him yes. Q. Anything else that you said to LaPolla or that LaPolla said to you May 19th into the 20th in any way about Spencer?	2 3 4 5 6 7 8 9	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was speak with us like we're speaking now. He was joking around. Did he have something to look forward to? I believe he did. He said he was going to college. He has a band.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2 23 24	A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was finished. I told him yes. Q. Anything else that you said to LaPolla or that LaPolla said to you May 19th into the 20th in any way about Spencer? A. Not that I recall, ma'am. Q. Did you indicate to LaPolla at any point in time why you put Spencer on a 15-minute check? A. Yes, ma'am. Q. What did you tell him? A. Because of answers given on the medical screening and the suicide screening. Q. Was this during your verbal discussion with him? A. I don't recall if I told him rerbally, but it was on my P-1. Q. Do you know withdrawn. Did you deliver a copy of the P-1	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was speak with us like we're speaking now. He was joking around. Did he have something to look forward to? I believe he did. He said he was going to college. He has a band. You know, things like that. Q. What did LaPolla say during these discussions? A. You know, he basically agreed. Q. He basically agreed; is that what you said? A. Yes, ma'am. Q. Anything else that LaPolla said? A. Not that I recall, ma'am. Q. Other than indicating his agreement with your statements? A. Not that I recall, ma'am. Q. Did you ever come to learn at any point in time that on the night of May 20,
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	A. He indicated his agreement with cell seven. Q. Did he say anything about the 15-minute checks? A. He asked me if the P-1 was finished. I told him yes. Q. Anything else that you said to LaPolla or that LaPolla said to you May 19th into the 20th in any way about Spencer? A. Not that I recall, ma'am. Q. Did you indicate to LaPolla at any point in time why you put Spencer on a 15-minute check? A. Yes, ma'am. Q. What did you tell him? A. Because of answers given on the medical screening and the suicide screening. Q. Was this during your verbal discussion with him? A. I don't recall if I told him rerbally, but it was on my P-1. Q. Do you know withdrawn. Did you deliver a copy of the P-1	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	like I felt he was okay. I know it's a little late to make the call now. But I felt he was okay the way he was speaking with us. Some of these questions here, was he incoherent? I don't think so. He was speak with us like we're speaking now. He was joking around. Did he have something to look forward to? I believe he did. He said he was going to college. He has a band. You know, things like that. Q. What did LaPolla say during these discussions? A. You know, he basically agreed. Q. He basically agreed; is that what you said? A. Yes, ma'am. Q. Anything else that LaPolla said? A. Not that I recall, ma'am. Q. Other than indicating his agreement with your statements? A. Not that I recall, ma'am. Q. Did you ever come to learn at any point in time that on the night of May 20, 2006, during the booking process, LaPolla COMPU-TRAN SHORTHAND REPORTING

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	,		JOSEPH A. VASATURO	
1	JOSEPH A. VASATURO	1 2	conversations with LaPolla about whether	
2	spoke with Spencer about his use of heroin?	3	Spencer asked LaPolla about any kind of	
3	A. Yes. I believe he did.	4	programs for detoxing?	
Δ	Q. How did you find that out?	5	A. I'm not sure if he asked Sergeant	
	A. Sergeant had said something.	6	LaPolla or not, but he had inquired about	
6	Q. That night?	7	methadone.	
7	A. Yes. Q. What did he say?	8	Q. To you?	
8		9	A. There was a few of us there. I'm	
9	A. They asked him I believe he asked him if he was going to be suffering	10	not sure if it was directly at me.	
10	from withdrawals. I don't want to quote	11	Q. Do you recall where he was at that	ı
11	that, because I'm not sure if that's exactly	12	time? Was he still in the holding cell?	
12	what he said.	13	Was he somewhere else?	
13	Q. That's your best recollection?	14	A. I believe at this point he was	
14	A. Yes.	15	out of the holding cell.	
15	Q. What, if anything, else did	16	Q. So, he was doing this screening at	
16	LaPolla say?	17	that time?	
17 18	A. This is what sticks out in my	18	A. I'm not sure if it was before or	
19	mind. I'm not sure exactly what he said.	19	after the screening.	
20	This is when Sergeant LaPolla started the	20	Q. When Spencer asked about the	
21	pedigree.	21	methadone and you heard that, did anyone	
22	I said, serg, leave that. I'll	22	respond?	
23	get it.	23	A. I think the response I'm not	
24	So he did. He started the	24	positive that it wasn't a habit to give	
25	pedigree, and he gave it to me and we	25	methadone at the jail.	
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING	+
	134		136	
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO	
2	finished it.	2	Q. Do you know who said that?	
3	Q. When you say "we finished it," do	3	A. I'm not positive.Q. Did anybody else respond to	
4	you mean you or someone else?	4	Q. Did anybody else respond to Spencer's question?	
5	A. I mean myself.	5	A. Not that I can recall.	
6	Q. When LaPolla told you that he	6	Q. Did you respond at all?	
7	asked Spencer if he would be suffering from	8	A. I believe I told him that I'm not	
8	withdrawal, did LaPolla say Spencer	9	sure if you get methadone here.	
9	responded to that question? A. Yes.	10	Q. Anything else that you said?	
10		11	A. That they would have to speak	
11	Q. What did he say?A. Spencer said no, he wouldn't be.	12	with medical.	l
12 13	Q. Anything else that LaPolla told	13	Q. Anything else that you said?	
13	you about any discussion he had with	14	A. In that conversation, no.	
15	Spencer?	15	Q. What did you understand methadone	
16	A. No, ma'am.	16	to be used for?	
17	Q. Did LaPolla ever indicate to you	17	A. I'm not really positive on what	
18	that he had asked Spencer about his heroin	18	methadone is used for. I would imagine	
19	use in terms of quantity of that use or when	19	withdrawal. I don't know.	
20	the last use was or anything along those	20	Q. Did you ask Spencer how it was	1
21	lines?	21	that he knew about methadone?	
2	A. I don't recall, ma'am. I know	22	A. No, ma'am.	
2	Mr. Sinkov himself told me when his last use	23	Q. Do you recall anything specific	
24	was.	24	that you said to Spencer or that Spencer	
1	Q. Do you recall if you had any	25	said to you during the screening process?	ĺ
25			CONTRACTOR AND STORES STORES	
	COMPU-TRAN SHORTHAND REPORTING (2008 10:06:18 AM Page 133 to		COMPU-TRAN SHORTHAND REPORTING]

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		JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		Aside from answering the	'2	Q. Did you observe any marks on him
2	A.		3	in terms of indications that he had used
3	questic		4	heroin?
4	Q.	Yes. When I asked him if he was going	5	A. I didn't observe marks, no.
	Α.		6	Q. Did you look for any?
6		himself, he said no. I take care ody. I'm the healthiest junkie	7	A. No.
7			8	Q. Do you recall anything about his
8	you'll e	ver meet. That's all Officer ly made a comment about his hair. He	9	height and weight?
9			10	A. I want to say he was
10		ah, I spend hours on it. Anything else that you can recall?	11	approximately my height and weight. I'm not
11	Q.	I believe he asked for food.	12	sure. He was thin.
12	Α.	Anybody respond?	13	Q. Very thin?
13	Q.	Yeah. We got him what was in the	14	A. No. Unusually thin, no.
14	A.	There's bagels in there. Rolls.	15	Q. When you say "approximately my
15			16	height"
16	Some ji Q.	Did he eat it?	17	A. Six feet, sorry.
17	Q. A.	Yeah. He ate it.	18	Q. Do you know how much he weighed?
18	Q.	When was that?	19	A. I'm not positive how much he
19	Q. A.	This is after the screening.	20	weighed.
20	Q.	Anything else that you can recall?	21	Q. Did you ask Spencer any questions
21	Q. A.	Not about the booking process.	22	during the booking process about how much
22	Q.	Or while he was in booking?	23	heroin he used?
23	Q. A.	No, ma'am.	24	A. I didn't I don't believe I
24	Q.	Is there anything else that you	25	asked him how much. I asked him when was
25		COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
-		138		140
1		JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1 2	can reca	JOSEPH A. VASATURO Il anybody saving, anybody else	1 2	JOSEPH A. VASATURO the last time.
2	can reca	Il anybody saying, anybody else	1 -	
i	saying to	ll anybody saying, anybody else o Spencer or Spencer saying anything	2	the last time.
2 3 4	saying to to them	Il anybody saying, anybody else o Spencer or Spencer saying anything other than what you testified to	2 3	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours
2 3 4 5	saying to to them while he	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking?	2 3 4	the last time. Q. That's when he said 24 hours ago? A. Yes.
2 3 4 5 6	saying to to them while he A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no.	2 3 4 5	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago.
2 3 4 5 6 7	saying to to them while he A. Q.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical	2 3 4 5 6	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours?
2 3 4 5 6	saying to to them while he A. Q.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no.	2 3 4 5 6 7	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier?
2 3 4 5 6 7 8	saying to to them while he A. Q. appeara	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night?	2 3 4 5 6 7 8	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No.
2 3 4 5 6 7 8 9	saying to to them while he A. Q. appeara A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do.	2 3 4 5 6 7 8 9	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he
2 3 4 5 6 7 8 9	saying to to them while he A. Q. appeara A. Q.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know	2 3 4 5 6 7 8 9	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week,
2 3 4 5 6 7 8 9 10	saying to to them while he A. Q. appeara A. Q. A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know	2 3 4 5 6 7 8 9 10	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines?
2 3 4 5 6 7 8 9 10 11	saying to them while he A. Q. appearad A. Q. A. normal.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know	2 3 4 5 6 7 8 9 10 11 12	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No.
2 3 4 5 6 7 8 9 10 11 12 13	saying to them while he A. Q. appearan A. Q. A. normal. Q. A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know	2 3 4 5 6 7 8 9 10 11 12 13	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him
2 3 4 5 6 7 8 9 10 11 12 13	saying to them while he A. Q. appearan A. Q. A. normal. Q. A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was	2 3 4 5 6 7 8 9 10 11 12 13	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was	2 3 4 5 6 7 8 9 10 11 12 13 14 15	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	saying to them while he A. Q. appeara A. Q. A. normal. Q. A. drugs. withdra	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs. withdra Q.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs. withdra Q. A. Q. A. A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like? What do you mean? His behavior. Normal. I mean, I don't know how	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as well?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs. withdra Q. A. Q. A. A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like? What do you mean? His behavior.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as well? A. I do.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	saying to them while he A. Q. appeara A. Q. A. normal. Q. A. drugs. withdra Q. A. to expla	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like? What do you mean? His behavior. Normal. I mean, I don't know how	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as well? A. I do. Q. Do you recall who brought him in? A. No.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs. withdra Q. A. to explanow. Q.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like? What do you mean? His behavior. Normal. I mean, I don't know how hin normal. Like we're acting right	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as well? A. I do. Q. Do you recall who brought him in? A. No. Q. Do you recall if you did the
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs. withdra Q. A. Q. A. to explanow. Q. agitated A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like? What do you mean? His behavior. Normal. I mean, I don't know how in normal. Like we're acting right Was he in your opinion, overly or overly relaxed? Not at all.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as well? A. I do. Q. Do you recall who brought him in? A. No. Q. Do you recall if you did the intake on Thompson?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2 2 2	saying to them while he A. Q. appearan A. Q. A. normal. Q. A. drugs. withdra Q. A. Q. A. to explanow. Q. agitated A.	Il anybody saying, anybody else Spencer or Spencer saying anything other than what you testified to was in booking? Anybody else, no. Do you recall Spencer's physical nce that night? I do. What do you recall about him? He looked I don't know What do you mean by that? He didn't look like he used He didn't look like he was wing. What was his demeanor like? What do you mean? His behavior. Normal. I mean, I don't know how in normal. Like we're acting right Was he in your opinion, overly or overly relaxed?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	the last time. Q. That's when he said 24 hours ago? A. Yes. Q. Do you recall if he said 24 hours ago or within the last 24 hours? A. He said 24 hours ago. Q. Did he say how much he had used 24 hours earlier? A. No. Q. Did you ask him how much heroin he had used over the course of the last week, month, anything along those lines? A. No. Q. Do you know if anybody ask him those kind of questions? A. I'm not sure if anybody did. Q. Do you recall an individual named Robert Thompson coming in that evening as well? A. I do. Q. Do you recall who brought him in? A. No. Q. Do you recall if you did the intake on Thompson? COMPU-TRAN SHORTHAND REPORTING

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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1 2	A. I don't recall.	2	signature, yes.
3	Q. Do you recall if you spoke with	3	Q. Except where it says "inmate's
0	Thompson at any point in time about Spencer	4	signature," everything else is your
	Sinkov?	5	handwriting?
6	A. I don't believe I did.	6	A. Yes.
7	Q. Do you know if anybody did?	7	Q. In terms of the numbered section,
8	A. I don't believe anybody did.	8	did you ask Spencer all of the questions
9	Q. Did you ever come to learn at any	9	listed there?
10	point in time that any of the deputy	10	A. I asked him up to question 12.
11	sheriffs, the investigator, the sergeant or	11	Q. What is 13 through 16?
12	Deputy Kristan or anyone else, had asked	12	A. This is supposed to be
13	Thompson about Spencer?	13	observations.
14	A. No, ma'am. Not that I know of.	14	Q. Your observations?
15	MS. BERG: Let me have	15	A. Yes.
16	marked as Exhibit 3, a copy of Putnam	16	Q. What's your understanding in terms
17	County Correctional Facility Suicide	17	of when comments are required in the comment
18	Prevention Screening Guidelines. It says	18	section?
19	SOJ-32 at the top, page seven, dated May	19	A. When the yes is checked in column
20	20, 2006.	20	A. Q. If you take a look at No. 6, which
21	(Whereupon, Plaintiff's Exhibit 3,	21	Q. If you take a look at No. 6, which has history of drug or alcohol abuse, you
22	SUICIDE PREVENTION SCREENING GUIDELINES, SOJ-32,		circled the word "drug and abuse"?
23	PAGE 7, DATED 5/20/06, was marked for	23	A. Yes.
24	identification.)	25	Q. Why did you do that?
25	Q. Take a look if you would at COMPU-TRAN SHORTHAND REPORTING	25	COMPU-TRAN SHORTHAND REPORTING
<u> </u>	142		144
	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	Exhibit 3 and tell me if you recognize that?	2	A. Just to take out the word
3	A. Yes, ma'am.	3	alcohol.
1	Q. Is that the Suicide Prevention	4	Q. What is your understanding as to
5	Screening Guideline form that Putnam County	5	what it means by history of drug abuse?
6	Correctional Facility provides to you as the	6	A. If you have a history if you
7	booking officer?	7	have a problem with it. A history of it.
8	A. Yes, ma'am.	8	Q. Meaning more than an occasional
9	Q. Has the form been modified as far	9	use?
10	as you know in the last five years?	10	A. Yes.
11	A. Not that I'm aware of, ma'am.	11	Q. Did you get any information from
12	Q. Do you see at the top it says	12	Spencer to indicate that his use of heroin
13	SOJ-32. Do you have any understanding what	13	was more than an occasional use? A. He said he had gone to rehab, I
14	that is?	14	believe, six months ago, I believe. So in
1	Programme and the control of the con	4.5	
15	A. That's the form.	15	my mind, that would be a history or abuse.
	A. That's the form.Q. Are there other SOJs, if you will,	16	my mind, that would be a history or abuse.
15 16 17	A. That's the form. Q. Are there other SOJs, if you will, other forms?	16 17	Q. It says in No. 6, "Note drug and
15 16 17 18	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah.	16 17 18	Q. It says in No. 6, "Note drug and when last used," but there's no indication
15 16 17 18 19	 A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do 	16 17 18 19	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that
15 16 17 18 19 20	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do you know what SOJ stands for?	16 17 18 19 20	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that was completed. Do you have any recollection
15 16 17 18 19 20 21	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do you know what SOJ stands for? A. Standard of jail. I'm not sure	16 17 18 19 20 21	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that
15 16 17 18 19 20 21 2	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do you know what SOJ stands for? A. Standard of jail. I'm not sure what it stands for.	16 17 18 19 20 21 22	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that was completed. Do you have any recollection as to why that is?
15 16 17 18 19 20 21 2	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do you know what SOJ stands for? A. Standard of jail. I'm not sure what it stands for. Q. Did you complete all the	16 17 18 19 20 21	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that was completed. Do you have any recollection as to why that is? A. I feel I didn't write that
15 16 17 18 19 20 21 2 2- 2-	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do you know what SOJ stands for? A. Standard of jail. I'm not sure what it stands for. Q. Did you complete all the handwriting on this document, Exhibit 3?	16 17 18 19 20 21 22 23	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that was completed. Do you have any recollection as to why that is? A. I feel I didn't write that because I wrote it it was on the other page of the packet. Q. No. 7, "Detainee has history of
15 16 17 18 19 20 21 2	A. That's the form. Q. Are there other SOJs, if you will, other forms? A. Yeah. Q. Are they all in other words, do you know what SOJ stands for? A. Standard of jail. I'm not sure what it stands for. Q. Did you complete all the	16 17 18 19 20 21 22 23 24	Q. It says in No. 6, "Note drug and when last used," but there's no indication in the comment section or anywhere else that was completed. Do you have any recollection as to why that is? A. I feel I didn't write that because I wrote it it was on the other page of the packet.

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1	10050U A 1/40ATUDO	1	JOSEPH A. VASATURO
		2	A. Yes, ma'am.
3	and the second s	3	Q was checked in the yes column
0		4	and then there appears to be a circle around
-	A. Yes.	5	it with initials to the left?
6	O The Land on what Changer	6	A. Yes.
7		7	Q. Did you initially check yes in
8	 	8	those boxes?
9	to a mental health evaluation.	9	A. I did.
10	O A CAR CONTRACTOR OF THE CONTRACTOR	10	Q. Then you changed it to no?
11	psychotropic medication and name of most	11	A. Yes, ma'am.
12	recent treatment agency;" do you see that?	12	Q. When did you change it?
13	A. Yes, ma'am.	13	A. Right after I realized. I was
14	Q. You didn't put that information on	14	reading through it when I was signing it.
15	this form, did you?	15	That's when I changed it.
	A. He didn't no, ma'am. He	16	Q. Did you change it before or after
16	didn't divulge that. On the other page, it	17	Spencer signed it?
17 18	says do you take medication, I believe. He	18	A. No I'm sorry. Before.
19	said Lunesta. I believe that's all he said.	19	Q. Do you recall why it was that you
20	Q. But you didn't write anything	20	initially checked yes in those three columns
21	about any recent treatment agency?	21	and changed it to no?
22	A. No, ma'am.	22	A. I don't recall. It was a miss
23	Q. And you recall now that Spencer	23	check.
24	told you that he had had some kind of	24	Q. You indicated earlier when I asked
25	counseling ten years earlier?	25	you about Spencer's appearance, that it
25	COMPU-TRAN SHORTHAND REPORTING	-	COMPU-TRAN SHORTHAND REPORTING
<u> </u>	146	-	148
[1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	A. Ten years ago.	2	didn't look like he used drugs or was
3	Q. Did he say what for?	3	withdrawn; correct?
4	A. No.	4	A. Yes, ma'am.
5	Q. Did you ask him?	5	Q. Did I take a look at question
6	A. No.	6	16A, "Detainee is apparently under the
7	Q. Did he indicate that he had any	7	influence of alcohol or drugs;" you checked
8	counseling since that time?	8	yes?
9	A. He said he had gone to rehab. I	9	A. Yes.
10	believe it was rehab six months ago.	10	Q. 16A, you didn't change to the no
11	Q. Did he indicate that he had any	11	column?
12	counseling at that time?	12	A. No, ma'am. I know that.
13	A. No.	13	Q. In terms of 16B, "If yes, is
14	Q. Did you indicate where that rehab	14	detainee incoherent or showing signs of
15	was?	15	withdrawal or mental illness," and you
16	A. Yes. I believe he said no.	16	checked yes in that box?
17	Putnam Hospital Center, I believe, he said.	17	A. Yes, ma'am.
18	Q. Would that have been on the other	18	Q. Was that a mistake, also?
19	part of the form or this form?	19	A. Yes.
20	A. Yes, ma'am.	20	Q. And you didn't change either of
21	Q. Where?	21	those?
2	A. On the medical. It's a packet.	22	A. I didn't.
25	Q. In terms of the	23	Q. When did you first determine that
24	behavior/appearance section, 13 through	24	those checks, those "yes" checks were
25	15	25	incorrect?
H	i		
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
37 of	COMPU-TRAN SHORTHAND REPORTING 88 sheets Page 145 to	148 of	

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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		2	bottom
2	A. When I was in with the Commissioner of Corrections and thinking	3	A. Yes, ma'am.
3	about what went on. And I'm reading through	4	Q you reviewed it?
^	his and saying to myself, he was coherent.	5	A. I quickly looked it up. I was
	I didn't feel he was under the influence of	6	like yes.
6	anything at that time.	7	Q. And that's when you made the
7	Q. In terms of the general	8	change to 13, 14 and 15?
8	comments/observation section, it says, "All	9	A. Yes.
9	yes responses require written comment here;"	10	Q. At that point in time, you didn't
10	correct?	11	feel the need to change 16A and B; correct?
11	A. Yes.	12	A. Yeah. I think that was a
12	Q. And next to 16A, which you checked	13	mistake, but yes.
13	yes, you, in fact, put a comment in;	14	Q. And you first realized that
14	correct?	15	mistake when the Commissioner of Corrections
15	A. Right.	16	investigator interviewed you?
16	Q. Next to 16B, you also put a	17	A. That's when I first told people.
17	comment in after checking the yes box?	18	I realized when I went through again, I went
18	A. Yes, ma'am.	19	one by one, slowly through them, and I was
19	Q. And you noted there, quote, "very	20	like this is not correct. That's when I
20	laid back"?	21	notified somebody about it.
22	A. Laid back. Like calm, I guess	22	Q. Who did you notify?
23	you would say.	23	A. The Commissioner of Corrections.
24	Q. Did you ever receive any kind of	24	Q. When was that?
25	training or instruction with respect to	25	A. I don't recall the exact date.
23	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
<u></u>	150		152
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	individuals who used drugs or who were	2	Q. Do you recall what year it was?
3	withdrawing from drugs about being very laid	3	A. '06.
4	back or anything along those lines?	4	Q. Was it during an interview?
5	A. No, ma'am.	5	A. Yes.
6	Q. Did anybody ever indicate to you	6	Q. Did they come see you at which
7	that an indicator of drug use could be a	7	point in time you notified the investigator
8	very calm demeanor?	8	or did you reach out to them first?
9	A. No, ma'am.	9	A. They came and did an
10	Q. Or indicate that somebody is under	10	investigation.
11	the influence?	11	Q. During that investigation, you
12	A. Not that I recall.	12	were asked questions?
13	Q. Why is it that you noted very laid	13	A. Yes, ma'am.
14	back in that particular paragraph 16B?	14	Q. Who asked you questions?
15	A. Well, it says determine if he's	15	A. I don't recall his name. There
16	incoherent or withdrawing from mental	16	was two investigators in the room.
17	illness. In my mind, mental illness, they	17	Q. Was anybody else present when they
18	would be a little bit more violent. I put	18	asked you questions?
19	laid back. I know it's checked yes. I	19	A. No, ma'am.
20	don't feel that it was supposed to be yes.	20	Q. Prior to being asked questions by
21	I don't know where to go with that. Under	21	the investigators, did you speak with
7	he influence of alcohol or drugs, I put 24	22	anybody about what you should say?
2ა	nours ago. I don't think 24 hours ago you'd	23	A. No, ma'am.Q. Or about what they would ask you?
24	still be under the influence. I don't know.	24	
25	Q. Prior to signing the form at the	25	A. No. COMPU-TRAN SHORTHAND REPORTING
	COMPU-TRAN SHORTHAND REPORTING Page 149 to	153	29 of 88 cheets
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		2	Pretty much still in shock.
2	Q. Did you tell anybody prior to being questioned by these two investigators	3	Q. Assuming that you had put no for
3	from the Commissioner of Corrections that	4	16A and 16B, Spencer's score would have been
4	ou felt your response to 16A and B was	5	eight; correct?
		6	A. That is correct.
6	incorrect? A. I had asked other people what	7	Q. And he still would have scored yes
7		8	in two of the shaded areas on the form;
8	they felt. Q. Who did you ask?	9	correct?
9	• • • • • • • • • • • • • • • • • • •	10	A. Yes, ma'am.
10		11	Q. Under the circumstances, is it
11		12	required by you as the booking officer to
12		13	notify your shift supervisor?
13		14	A. Yes, ma'am.
14	-	15	Q. Did you do that in this case?
15		16	A. No, ma'am.
16	•	17	Q. Shift supervisor was LaPolla?
17	•	18	A. Yes, ma'am.
18		19	Q. How come you did not notify
19	Q. Did you ever tell any of those individuals prior to the Commissioner of	20	LaPolla?
20	Corrections investigators questioning you	21	A. I believe I overlooked it, ma'am.
21	that your answers in column yes for 16A and	22	Sergeant LaPolla was he was in and out.
22	16B were incorrect?	23	I may have felt that he did see it. I
23		24	didn't personally deliver it to him, no.
24		25	Q. When you say you may have felt he
25	Q. What did Connelly say to you about COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
_	154	\vdash	156
	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	• • • •	2	did see it, do you recall on or about May
2	Spencer? A. I asked him if he felt that he	3	20th believing that LaPolla had seen this
3	was incoherent, and he said no.	4	form?
4 5	Q. Did you ask him anything about	5	A. No, ma'am. I didn't personally
6	whether or not he observed any signs of	6	bring it. I didn't call him. We didn't go
7	withdrawal or mental illness?	7	over it together.
8	A. Yes.	8	Q. You see in the section where it
9	Q. What did he say?	9	says, "Action to be taken by screening
10	A. No.	10	officer. If total in column A is eight or
11	Q. What did you say to Matias and	11	more or any shaded box is checked or if the
1.6	tribut and year any	1	to the second of the management
12	what did he say to you?	12	screening officer feels it is necessary,
12 13	what did he say to you? A. The same couple questions, and	12 13	notify shift supervisor." It says that
13	A. The same couple questions, and		
13 14	A. The same couple questions, and the answer was no. Nobody noticed anything	13	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am.
13 14 15	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary.	13 14	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section
13 14 15 16	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all	13 14 15	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and
13 14 15 16 17	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias,	13 14 15 16	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no?
13 14 15 16 17 18	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla?	13 14 15 16 17	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am.
13 14 15 16 17 18 19	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am.	13 14 15 16 17 18	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift
13 14 15 16 17 18 19 20	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective	13 14 15 16 17 18 19	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct?
13 14 15 16 17 18 19 20 21	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective communication with those four people,	13 14 15 16 17 18 19 20	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct? A. Yes.
13 14 15 16 17 18 19 20 21 2	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective communication with those four people, anything else that you said to them or	13 14 15 16 17 18 19 20 21	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct? A. Yes. Q. All of those portions pertaining
13 14 15 16 17 18 19 20 21 2	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective communication with those four people, mything else that you said to them or anything else that they said to you about	13 14 15 16 17 18 19 20 21 22	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct? A. Yes. Q. All of those portions pertaining to the shift supervisor are blank; correct?
13 14 15 16 17 18 19 20 21 2 22 24	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective communication with those four people, anything else that you said to them or anything else that they said to you about Spencer? A. Basically, that I was in shock.	13 14 15 16 17 18 19 20 21 22 23	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct? A. Yes. Q. All of those portions pertaining to the shift supervisor are blank; correct? A. Yes. A. Yes.
13 14 15 16 17 18 19 20 21 2	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective communication with those four people, mything else that you said to them or anything else that they said to you about Spencer? A. Basically, that I was in shock. COMPU-TRAN SHORTHAND REPORTING	13 14 15 16 17 18 19 20 21 22 23 24 25	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct? A. Yes. Q. All of those portions pertaining to the shift supervisor are blank; correct? A. Yes. COMPU-TRAN SHORTHAND REPORTING
13 14 15 16 17 18 19 20 21 ? 22 24 25	A. The same couple questions, and the answer was no. Nobody noticed anything out of the ordinary. Q. That would have been true for all four individuals - Connelly, Matias, Gianpalo and LaPolla? A. Yes, ma'am. Q. Other than that subjective communication with those four people, anything else that you said to them or anything else that they said to you about Spencer? A. Basically, that I was in shock.	13 14 15 16 17 18 19 20 21 22 23 24 25	notify shift supervisor." It says that right on the form; correct? A. Yes, ma'am. Q. Underneath that, there's a section that says "shift supervisor notified" and there's a place to check yes or no? A. Yes, ma'am. Q. And there's a place for the shift supervisor's name and signature; correct? A. Yes. Q. All of those portions pertaining to the shift supervisor are blank; correct? A. Yes. COMPU-TRAN SHORTHAND REPORTING

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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	Q. Who fills that out? Is it the	2	MS. BERG: Read it back.
3	supervisor or the booking officer?	3	(The record is read by the reporter.)
4	A. The supervisor would fill that	4	A. He was notified of the 15 minute
*	out, but I guess it would be my job to show	5	and told him the reason of the 15 minute. I
6	him.	6	did it via radio.
7	Q. In terms of your job to show him,	7	Q. That was after the cell assignment
8	you're required to do that before housing is	8	was given?
9	assigned; correct?	9	A. After I was bringing Mr. Sinkov
10	A. Not necessarily, no. No, ma'am.	10	to his cell, I notified him via radio that
11	Q. Aren't you required to show him	11	he was on the 15-minute watch.
12	prior to the time that you determine what	12	Q. Did you at any point in time come
13	level of supervision is instituted?	13	to learn that you as the booking officer
14	A. You would recommend level of	14	were required to present the screening
İ	supervision and a cell, and the sergeant	15	guidelines to the supervisor for the
15 16	would review it and yes or no it.	16	supervisor's signature?
17	Q. When the sergeant reviews it, do	17	A. Yes.
18	they sign off on this form, Exhibit 3?	18	Q. In this case, you didn't do that;
19	A. Yes. When they review the form,	19	correct?
20	they sign off on the form.	20	A. That is correct.
21	Q. No. My question is when they	21	Q. At that time in May 2006, was it
22	review the level of supervision, do they	22	your practice to deliver the Suicide
23	sign the form?	23	Prevention Screening Guideline form to your
24	A. Yes.	24	supervisor for signature prior to housing
25	Q. And the level of supervision is	25	assignment?
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
	158		160
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	determined before housing is assigned;	2	A. No. I wouldn't deliver it.
3	correct?	3	Q. You wouldn't do it in any case?
	A. Yes.	4	A. I would notify the sergeant. The
4		1	Actually come to
4 5	Q. So in this case, by looking at	5	sergeant would come up. Actually, come to
ļ	Q. So in this case, by looking at Exhibit 3, we can see that the shift	5	sergeant would come up. Actually, come to booking and do it there. I never delivered
5	Q. So in this case, by looking at	5 6 7	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to
5 6	Q. So in this case, by looking at Exhibit 3, we can see that the shift	5 6 7 8	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical.
5 6 7	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct?A. Yes.	5 6 7 8 9	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being
5 6 7 8	 Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either 	5 6 7 8 9	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified
5 6 7 8 9	 Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B 	5 6 7 8 9 10	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes.
5 6 7 8 9	 Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? 	5 6 7 8 9 10 11	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May
5 6 7 8 9 10	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes.	5 6 7 8 9 10 11 12	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the
5 6 7 8 9 10 11	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental	5 6 7 8 9 10 11 12 13	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign
5 6 7 8 9 10 11 12	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute	5 6 7 8 9 10 11 12 13 14	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form?
5 6 7 8 9 10 11 12 13	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute supervisory visit; correct?	5 6 7 8 9 10 11 12 13 14 15	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form? A. Yes. I practiced that. Sergeant
5 6 7 8 9 10 11 12 13 14	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute supervisory visit; correct? A. Yes.	5 6 7 8 9 10 11 12 13 14 15 16 17	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form? A. Yes. I practiced that. Sergeant would sign off on my forms.
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5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute supervisory visit; correct? A. Yes. Q. There's also a section that says mental health referral A. What was the last question? Q. The last question? He was not notified of the mental health supervision instituted, 15-minute supervisory visit?	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form? A. Yes. I practiced that. Sergeant would sign off on my forms. Q. Other than in Spencer's case, are you aware of any other intakes that you performed where the shift supervisor did not sign off on the form when eight or more were checked or any shaded box was checked or the screening officer felt it was necessary?
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute supervisory visit; correct? A. Yes. Q. There's also a section that says mental health referral A. What was the last question? Q. The last question? He was not notified of the mental health supervision instituted, 15-minute supervisory visit? MR. RANDAZZO: The one	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form? A. Yes. I practiced that. Sergeant would sign off on my forms. Q. Other than in Spencer's case, are you aware of any other intakes that you performed where the shift supervisor did not sign off on the form when eight or more were checked or any shaded box was checked or the screening officer felt it was necessary? A. I'm not aware of any.
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute supervisory visit; correct? A. Yes. Q. There's also a section that says mental health referral A. What was the last question? Q. The last question? He was not notified of the mental health supervision instituted, 15-minute supervisory visit? MR. RANDAZZO: The one before that.	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form? A. Yes. I practiced that. Sergeant would sign off on my forms. Q. Other than in Spencer's case, are you aware of any other intakes that you performed where the shift supervisor did not sign off on the form when eight or more were checked or any shaded box was checked or the screening officer felt it was necessary? A. I'm not aware of any. Q. This is the only one that you're
5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2 24 25	Q. So in this case, by looking at Exhibit 3, we can see that the shift supervisor was not notified of the score on the form; correct? A. Yes. Q. The number of shaded boxes, either two or three, depending on whether your 16B column was correct; right? A. Yes. Q. He was not notified of the mental health supervision instituted, 15-minute supervisory visit; correct? A. Yes. Q. There's also a section that says mental health referral A. What was the last question? Q. The last question? He was not notified of the mental health supervision instituted, 15-minute supervisory visit? MR. RANDAZZO: The one	5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	sergeant would come up. Actually, come to booking and do it there. I never delivered this to the sergeant. I deliver this to medical. Q. In terms of the sergeant being notified A. Yes. Q to come up to booking, in May of 2006 and as of that time, was it the practice for the shift supervisor to sign off on the Suicide Screening Guideline form? A. Yes. I practiced that. Sergeant would sign off on my forms. Q. Other than in Spencer's case, are you aware of any other intakes that you performed where the shift supervisor did not sign off on the form when eight or more were checked or any shaded box was checked or the screening officer felt it was necessary? A. I'm not aware of any. Q. This is the only one that you're COMPU-TRAN SHORTHAND REPORTING

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	101	1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	'2	That's supposed to be no. I
2	aware of?	3	know it's checked yes.
3	 A. That a sergeant hasn't signed, 	4	Q. Are you saying that you made an
٥	ves.	5	error in column eight as well?
	Q. The mental health referral, it	6	A. Yes, ma'am.
6	says no/yes, complete referral form; do you	7	Q. And it should have been changed to
7	see that?	8	no?
8	A. Yes.	9	A. Yes, ma'am.
9	Q. Are you required to fill that part	10	Q. Did you ever tell anybody that
10	out	11	prior to today?
11	A. Yes.	12	A. I tried to explain it to the
12	Q as the booking officer?	13	commissioner. This is it's done. I
13	A. Yes.	14	don't know what to do now about it.
14	Q. And you didn't do that in this	15	Q. Other than the Commissioner of
15	case, either, did you?	16	Corrections investigators, did you ever tell
16	A. I didn't.	17	anybody that you felt that the answers on
17	Q. Did you complete any kind of	18	this form were in any way incorrect?
18	referral form? A. I didn't do them.	19	A. I notified Mr. Randazzo.
19		20	Q. Other than your attorney?
20		21	A. No.
21	A. No.Q. In terms of the referral form, is	22	Q. In terms of the statement, "being
22	Q. In terms of the referral form, is that something that you as the booking	23	a drug dealer is like being a bartender,"
23	officer would be required to complete, or is	24	earlier when you testified, you indicated I
24	it somebody else who has that	25	thought that officer Deputy Kristan had
25	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
	162		164
1		1	JOSEPH A. VASATURO
1 2	JOSEPH A. VASATURO	1 2	made that statement?
2	JOSEPH A. VASATURO responsibility?	1 2 3	
2 3	JOSEPH A. VASATURO responsibility? A. I can do it. Anybody in the	1 2 3 4	made that statement? A. Right. He made the statement. These comments were made.
2 3 4	JOSEPH A. VASATURO responsibility? A. I can do it. Anybody in the facility can do it, but yes.	1 2 3 4 5	made that statement? A. Right. He made the statement.
2 3 4 5	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the	1 2 3 4 5	made that statement? A. Right. He made the statement. These comments were made.
2 3 4 5 6	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the intake, is it the booking officer's	1	Made that statement? A. Right. He made the statement. These comments were made. Q. Who made the statement? A. Mr. Sinkov. Q. Not Kristan?
2 3 4 5 6 7	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the intake, is it the booking officer's responsibility to do the mental health	6	A. Right. He made the statement. These comments were made. Q. Who made the statement? A. Mr. Sinkov. Q. Not Kristan? A. Kristan was going through, I
2 3 4 5 6 7 8	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the intake, is it the booking officer's responsibility to do the mental health referral form?	6 7	A. Right. He made the statement. These comments were made. Q. Who made the statement? A. Mr. Sinkov. Q. Not Kristan? A. Kristan was going through, I guess, what he was saying. We were talking
2 3 4 5 6 7 8 9	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the intake, is it the booking officer's responsibility to do the mental health referral form? A. Sure. If they feel they need	6 7 8	A. Right. He made the statement. These comments were made. Q. Who made the statement? A. Mr. Sinkov. Q. Not Kristan? A. Kristan was going through, I guess, what he was saying. We were talking about what he was saying.
2 3 4 5 6 7 8	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the intake, is it the booking officer's responsibility to do the mental health referral form? A. Sure. If they feel they need mental health referral, yes. Q. In No. 8, the question was,	6 7 8 9	A. Right. He made the statement. These comments were made. Q. Who made the statement? A. Mr. Sinkov. Q. Not Kristan? A. Kristan was going through, I guess, what he was saying. We were talking about what he was saying. Q. So Kristan said to Spencer, "being
2 3 4 5 6 7 8 9	responsibility? A. I can do it. Anybody in the facility can do it, but yes. Q. How about, though, in terms of the intake, is it the booking officer's responsibility to do the mental health referral form? A. Sure. If they feel they need mental health referral, yes. Q. In No. 8, the question was, "Detainee expresses extreme embarrassment,	6 7 8 9 10	A. Right. He made the statement. These comments were made. Q. Who made the statement? A. Mr. Sinkov. Q. Not Kristan? A. Kristan was going through, I guess, what he was saying. We were talking about what he was saying. Q. So Kristan said to Spencer, "being a drug dealer is like being a bartender"?
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		2	believe that should not be checked?
2	A. No, ma'am.Q. And you didn't indicate anywhere	3	A. That's what I believe, yes,
3		4	ma'am.
0	on here the source of that statement;	5	Q. And No. 9, you checked no. Do
	correct?	6	you believe that's correct?
6	A. No, ma'am.	7	A. Yes.
7	Q. Anything else that Spencer said to	8	Q. No. 10, you checked no. Do you
8	you that relates in any way to No. 8?	9	believe that's correct?
9	A. Why should I be embarrassed,	10	A. Yes. That's what he told me. I
10	followed by that statement.	11	believe it's correct.
11	Q. Anything else that he said?	12	Q. No. 11, you checked yes. Do you
12	A. Pertaining to No. 8?	13	believe that's correct?
13	Q. Yes.	14	A. No.
14	A. No. Q. Going through the Exhibit 3,	15	Q. That's another one that's wrong on
15		16	this form?
16	No. 1, do you believe your checkmark in	17	A. I know what it looks like.
17	column B, no, is correct? A. Yes, ma'am.	18	Q. Just answer my question.
18	_	19	A. Yes, ma'am.
19	Q. No. 2, do you believe your column B checkmark is correct?	20	Q. And you believe that should be no?
20		21	A. I do believe it should be no.
21	A. Yes, ma'am.Q. No. 3, do you believe that is	22	Q. When was the first time, if at
22	· · · · · · · · · · · · · · · · · · ·	23	all, that you told anybody that?
23	correct where you checked yes? A. Yes, ma'am. That's what he told	24	A. I tried to explain this to the
24		25	Commissioner of Corrections.
25	me. COMPU-TRAN SHORTHAND REPORTING	**	COMPU-TRAN SHORTHAND REPORTING
-	166		168
1	JOSEPH A. VASATURO		JOSEPH A. VASATURO
1 1	JUSEPH A. VASATURU	1	I.
1 2		2	Q. Anyone else other than the
2	Q. Is there anything else that he		I.
1	Q. Is there anything else that he said about that?	2	Q. Anyone else other than the
2 3 4	Q. Is there anything else that he said about that?A. No.	2 3	Q. Anyone else other than the investigator from the Commissioner of Corrections? A. No, ma'am.
2	Q. Is there anything else that he said about that?A. No.	2 3 4	Q. Anyone else other than the investigator from the Commissioner of Corrections? A. No, ma'am. Q. What did Spencer say, if anything,
2 3 4 5	 Q. Is there anything else that he said about that? A. No. Q. No. 4, you checked yes there as 	2 3 4 5	Q. Anyone else other than the investigator from the Commissioner of Corrections? A. No, ma'am. Q. What did Spencer say, if anything, with respect to No. 11?
2 3 4 5 6	 Q. Is there anything else that he said about that? A. No. Q. No. 4, you checked yes there as well? 	2 3 4 5 6	Q. Anyone else other than the investigator from the Commissioner of Corrections? A. No, ma'am. Q. What did Spencer say, if anything, with respect to No. 11? A. He said he was going back to
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Q. Is there anything else that he said about that? A. No. Q. No. 4, you checked yes there as well? A. Yes, ma'am. Q. Do you believe that's correct? A. That's what he told me. Q. So you believe it's correct? A. I believe it was correct. Q. No. 5, you checked yes? A. Yes, ma'am. Q. Do you believe that was correct? A. That's what he told me. Q. So you don't feel you need to change that? A. No.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Q. Anyone else other than the investigator from the Commissioner of Corrections? A. No, ma'am. Q. What did Spencer say, if anything, with respect to No. 11? A. He said he was going back to college, and he had a band to look forward to. Q. And you didn't write any of that on this form, did you? A. I did not. Q. Anything else that Spencer said pertaining to No. 11? A. No, ma'am. Q. How about No. 12, you checked yes. Do you believe that's correct?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Q. Is there anything else that he said about that? A. No. Q. No. 4, you checked yes there as well? A. Yes, ma'am. Q. Do you believe that's correct? A. That's what he told me. Q. So you believe it's correct? A. I believe it was correct. Q. No. 5, you checked yes? A. Yes, ma'am. Q. Do you believe that was correct? A. That's what he told me. Q. So you don't feel you need to change that? A. No. Q. No. 6, you checked yes. Do you	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Q. Anyone else other than the investigator from the Commissioner of Corrections? A. No, ma'am. Q. What did Spencer say, if anything, with respect to No. 11? A. He said he was going back to college, and he had a band to look forward to. Q. And you didn't write any of that on this form, did you? A. I did not. Q. Anything else that Spencer said pertaining to No. 11? A. No, ma'am. Q. How about No. 12, you checked yes. Do you believe that's correct? A. I believe it was the first time
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	,	1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	2	A. Yes, ma'am.
2	Q. Do you believe the no answers are	3	Q. In terms of the ADM-330 Exhibit 1,
3	now the correct answers?	4	for the medical mental health referring
0	A. Yes, ma'am.	5	section, it has signature and badge number
	Q. 16A and B, you checked yes on both	6	of screening officer; do you see that?
6	of those, and you testified that you believe	7	A. Yes.
7	those were incorrect; correct?	8	Q. And on the Putnam County form,
8	A. Correct.	_	that screening officer and inmate section,
9	Q . If that made sense.	9	is broken out separately; correct?
10	No. 13, "Detainee showed signs of	10	A. Yes.
11	depression, crying, emotional flatness;" do	11	Q. On the Exhibit 1, ADM, the
12	you see that?	12	330-ADM, there's no signature line for the
13	A. Yes, ma'am.	13	inmate; correct?
14	Q. Do you have any understanding as	14	A. Yes.
15	to what "emotional flatness" means?	15	
16	A. In my mind, it means no	16	·
17	expression. Just answering yes, no, yes,	17	form; right? A. Yes.
18	no.	18	Q. Prior to the inmate signing the
19	Q. Do you believe if anybody	19	Putnam County form Exhibit 3, is the form
20	reviewing this form saw your statement	20	filled out as it is there before you?
21	about, quote, "very laid back," they might	21	
22	think it related to somebody exhibiting	22	
23	emotional flatness?	23	Q. Yes.
24	MR. RANDAZZO: Objection to	24	A. Yes.
25	the form.	25	Q. So when the inmate signs, they can COMPU-TRAN SHORTHAND REPORTING
	COMPU-TRAN SHORTHAND REPORTING		172
-	170	1	112
		l	IOCEDU A MASATURO
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1 2	JOSEPH A. VASATURO MR. KLEINBERG: Objection.	2	see that they've been placed on a specific
	JOSEPH A. VASATURO	2	see that they've been placed on a specific level of watch; correct?
2	JOSEPH A. VASATURO MR. KLEINBERG: Objection. MR. RANDAZZO: You can answer it.	2 3 4	see that they've been placed on a specific level of watch; correct? A. Yes, they can see.
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2 3 4 5 6	JOSEPH A. VASATURO MR. KLEINBERG: Objection. MR. RANDAZZO: You can answer it. A. In my mind, that never crossed my mind. Q. In terms of your decision to place Spencer on a 15-minute watch, did anybody	2 3 4 5 6 7 8	see that they've been placed on a specific level of watch; correct? A. Yes, they can see. Q. Do you have any understanding as to who determined to alter the Commission of Corrections form, the ADM-330? MR. RANDAZZO: Objection to
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	A. That was on the P-1. Verbally,	2	A. The housing unit received one and
2	I'm not positive.	3	briefing room.
3 ⊿	Q. Why did you place Spencer on a	4	Q. Does medical receive that?
-	15-minute watch?	5	A. I didn't give one to medical, no.
6	A. Due to the medical screening and	6	Q. Have you in the past provided a
7	answers given on the suicide screening.	7	P-1 of that nature to medical as well?
8	Q. What about the medical screening	8	A. Sometimes I have. Not all the
9	caused you to place him on a 15-minute	9	time.
10	watch?	10	Q. Did you ever communicate with
11	A. Six months ago, the recent drug	11	Sergeant LaPolla about that P-1?
12	use on the medical. That was about it from	12	A. Yes.
13	the medical.	13	Q. Other than when he asked you if it
14	Q. What about the suicide screening?	14	was done and you said yes?
15	What caused you to place him on a 15-minute	15	A. No.
16	watch?	16	Q. Did you ever discuss with him
17	A. Just the heightened number. Just	17	anything about what's contained in that P-1?
18	the level.	18	A. No.
19	Q. That he had ten?	19	Q. Did he ever ask you any questions
20	A. Yes.	20	about the basis for the 15-minute check?
21	Q. Anything else?	21	A. I believe he did. I believe I
22	A. That his brother and girlfriend	22	told him because it was a recent use of
23	tried to hurt themselves.	23	drugs.
24	Q. Anything else as to the reason you	24	Q. Verbally you told him that?
25	placed him on a 15-minute watch?	25	A. Yes. COMPU-TRAN SHORTHAND REPORTING
L	COMPU-TRAN SHORTHAND REPORTING	 -	176
	174		JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1 1	Q. Did you say anything to him when
2	A. No, ma'am.	2 3	he verbally asked you that about the score
3	Q. Is there some reason why you	1	on the suicide screening forms?
4	didn't place him on constant watch? A. From speaking with him, his	5	A. I don't believe he asked me about
5		1 "	7 11
6	Jamasanae bie stritung toe way de was	6	the score.
-	demeanor, his attitude, the way he was	6 7	the score. Q. But when he asked you why he was
7	answering, I know it's a little late to say	6 7 8	Q. But when he asked you why he was
8	answering, I know it's a little late to say now, I didn't feel like he was going to hurt	7	Q. But when he asked you why he was placed on the 15-minute check and you said because of recent use of heroin, did you
8 9	answering, I know it's a little late to say now, I didn't feel like he was going to hurt himself.	7 8	Q. But when he asked you why he was placed on the 15-minute check and you said because of recent use of heroin, did you also indicate it was because of the answers
8 9 10	answering, I know it's a little late to say now, I didn't feel like he was going to hurt himself. Q. At that time in May 2006, you were	7 8 9	Q. But when he asked you why he was placed on the 15-minute check and you said because of recent use of heroin, did you also indicate it was because of the answers given on the suicide screening as you put
8 9 10 11	answering, I know it's a little late to say now, I didn't feel like he was going to hurt himself. Q. At that time in May 2006, you were unaware of any requirement to put him on	7 8 9 10	Q. But when he asked you why he was placed on the 15-minute check and you said because of recent use of heroin, did you also indicate it was because of the answers
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		JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1 2	cuicido	screening. I read that correctly?	2	conversations with her about Spencer?
3		Yes.	3	A. No, ma'am.
1	Q.	And you didn't indicate anything	4	Q. There's nothing checked but the
		ne score on the suicide screening;	5	written comment seems to indicate history of
6	correct?		6	substance abuse and family problems; do you
7	A .	No.	7	see that?
8	Q.	And you didn't indicate anything	8	A. Yes, ma'am.
9		ny shaded boxes being checked?	9	Q. Do you have any understanding as
10	A .	No.	10	to what Sue Waters based that statement on?
11	Q.	And you didn't amplify what about	11	A. I can take a guess, ma'am, but
12		nswers led you to place them on the	12	no.
13		ite watch, did you?	13	Q. You never spoke with her about it?
14	Α,	No, ma'am.	14	A. No, ma'am.
15	Q.	Did LaPolla or anybody else, any	15	Q. And the section that says action
16		or ever ask you anything along those	16	by supervisor, referred 15-minute check,
17	lines?	• • •	17	move to other housing, constant watch, is
18	Α.	No, ma'am.	18	that something that you're required to fill
19		MS. BERG: Let me have	19	out?
20	mar	ked as Exhibit 5, a copy of a Mental	20	A. Not required. If I feel if I
21		th Routing Sheet.	21	felt he needed to see a psychiatrist, then I
22	(W	hereupon, Plaintiff's Exhibit 5 ,	22	would fill this out. I would hand it to the
23	MENTAL F	IEALTH ROUTING SHEET, was marked for	23	sergeant. The sergeant would do the
24	identificat		24	supervisor part and hand it to medical.
25	Q.	Have you ever seen this form	25	From there, I don't know.
L		COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING 180
		178	4	
1		JOSEPH A. VASATURO	1 2	JOSEPH A. VASATURO
2		JOSEPH A. VASATURO Exhibit 5?	2	JOSEPH A. VASATURO Q. Are you aware of any situations
2	Α.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am.	3	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health
2 3 4	A. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to	2 3 4	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral?
2 3 4 5	A. Q. complet	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form?	2 3 4 5	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations,
2 3 4 5 6	A. Q. complet A.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am.	2 3 4	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it.
2 3 4 5 6 7	A. Q. complet A. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am. When do you do that?	2 3 4 5 6	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations,
2 3 4 5 6 7 8	A. Q. complet A. Q. A.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to that form? Yes, ma'am. When do you do that? When you feel that they need to	2 3 4 5 6 7	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents
2 3 4 5 6 7 8 9	A. Q. complet A. Q. A. be seer	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor.	2 3 4 5 6 7 8	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not.
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2 3 4 5 6 7 8 9 10 11 12 13	A. Q. complet A. Q. A. be seen Q. A. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason.	2 3 4 5 6 7 8 9 10 11 12	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americor or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes
2 3 4 5 6 7 8 9 10 11 12 13	A. Q. complet A. Q. A. be seen Q. A. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason. In this case, you can see that the name is Spencer Sinkov? Yes.	2 3 4 5 6 7 8 9 10 11 12 13 14 15	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americor or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes or maintain any records about that?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	A. Q. complet A. Q. A. be seen Q. A. Q. inmate r	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason. In this case, you can see that the name is Spencer Sinkov?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americar or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes or maintain any records about that? A. I'm not sure what they do, ma'am.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	A. Q. complet A. Q. A. be seen Q. A. Q. inmate r A. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to e that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason. In this case, you can see that the name is Spencer Sinkov? Yes. And it's dated May 20, 2006? Yes, ma'am. And it seemed to be filled out by	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	JOSEPH A. VASATURO Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americor or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes or maintain any records about that? A. I'm not sure what they do, ma'am. Q. Have you ever seen anything called a progress note?
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2	A. Q. complet A. Q. A. be seen Q. A. Q. inmate r A. Q. staff me that? A. Q. A.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason. In this case, you can see that the name is Spencer Sinkov? Yes. And it's dated May 20, 2006? Yes, ma'am. And it seemed to be filled out by mber Sue Waters, RN; do you see Yes, ma'am. Do you know who she is? Facility nurse.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americor or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes or maintain any records about that? A. I'm not sure what they do, ma'am. Q. Have you ever seen anything called a progress note? A. No, ma'am. Not that I can recall. MS. BERG: Let me have marked as Exhibit 6, a copy of a typewritten document consisting of two
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2	A. Q. complet A. Q. A. be seen Q. A. Q. inmate r A. Q. staff me that? A. Q. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason. In this case, you can see that the name is Spencer Sinkov? Yes. And it's dated May 20, 2006? Yes, ma'am. And it seemed to be filled out by mber Sue Waters, RN; do you see Yes, ma'am. Do you know who she is? Facility nurse. Did you ever have any	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americor or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes or maintain any records about that? A. I'm not sure what they do, ma'am. Q. Have you ever seen anything called a progress note? A. No, ma'am. Not that I can recall. MS. BERG: Let me have marked as Exhibit 6, a copy of a typewritten document consisting of two pages called a Jail Management System
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 2 2 24 25	A. Q. complet A. Q. A. be seen Q. A. Q. inmate r A. Q. staff me that? A. Q. Q.	JOSEPH A. VASATURO Exhibit 5? Yes, ma'am. Have you ever had occasion to that form? Yes, ma'am. When do you do that? When you feel that they need to by a doctor. For any reason? Yeah, any reason. Medical and psychiatric? Yes, ma'am. Any reason. In this case, you can see that the name is Spencer Sinkov? Yes. And it's dated May 20, 2006? Yes, ma'am. And it seemed to be filled out by mber Sue Waters, RN; do you see Yes, ma'am. Do you know who she is? Facility nurse.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Q. Are you aware of any situations where medical has instituted a mental health referral? A. I'm not aware of any situations, but anybody can do it. Q. Did you ever see any documents pertaining to Paul Clark's Peter Clark's assessment of Spencer Sinkov? A. I have not. Q. Have you ever seen any documents that Americor or staff nurses complete when they do that initial intake? A. No, ma'am. Q. Are you aware that they take notes or maintain any records about that? A. I'm not sure what they do, ma'am. Q. Have you ever seen anything called a progress note? A. No, ma'am. Not that I can recall. MS. BERG: Let me have marked as Exhibit 6, a copy of a typewritten document consisting of two pages called a Jail Management System COMPU-TRAN SHORTHAND REPORTING

1 JOSEPH A. VASATURO 1 J	5/07/2008 Page 16 of 37 ₈₃
	OOE, ,, ,,, ,,, ,,,,,,,,,,,,,,,,,,,,,,,
2 Rooking Slin 2 about the drug	
Dooring Sap.	ist wanted to list his
(William Superior December 2017)	l l
I B TAIL MANAGEMENT STSTEM DOORING SELLY MEETING	here some reason why you
by identification.)	his medications?
7 before? 7 A. It's	common practice to put the
8 A. Yes, ma'am. 8 medications	
9 Q. Are you familiar with the form of 9 Q. Is it	common practice to include
g Q, Alc you furnish that the form the	t any other substance that the
: 10 PG;	sting or has taken?
	This is the old
13 document? 13 Q. Has	this changed since then?
14 A. Yes, ma'am.	ll, no. Not really. There's a
15 Q. Do you have any responsibility for 15 new system	in motion. You can still put the
16 keeping any of the entries on that? 16 comments in	there. You can put everything
17 A. Yes, ma'am.	
18 Q. What part of it do you complete? 18 Q. Is the	nere anything different about
19 A. The whole thing except for the 19 the new system	m as it would relate to listing
20 release part. 20 other substance	ces somebody ingested or took?
21 Q. When do you complete that? 21 A. No.	
22 A. Inmate hold remarks. 22 Q. Doe	s your supervisor review the
23 Q. When do you complete that form? 23 booking slip as	s part of the process?
A. This is done when you do the 24 A. No.	
25 computer work. 25	MS. BERG: Let me have
COMPU-TRAN SHORTHAND REPORTING COMP	PU-TRAN SHORTHAND REPORTING
182	184
JUSEPITA, VASATORO	OSEPH A. VASATURO
Z G. Wileit is tride.	Exhibit 7, a copy of the Inmate
3 A. Arter everything, arter the	take record.
4 Scientification and areas are provided as a second areas areas are a second areas are a second areas are a second areas areas are a second are a second areas	oon, Plaintiff's Exhibit 7,
5 done, then you do it in the company	L INTAKE RECORD, was marked for
6 Q. Is that before the inmate is taken 6 identification.) 7 to bis cell? 7 Q. Take	e a look if you would at
7 to ma cen:	hat something that you
6 7. Hoy is about that a second	well with respect to Spencer
46 Sinkov?	Well With respect to Spanes.
10 A. Fes.	, ma'am.
The whole it says booking	nis the form that you said
12 Terrains, you wrote takes contests.	LaPolla was beginning to
44 complete and a	you told him that you would
45 take care of it?	
use of fieldin, did you.	, ma'am.
16 A. 140, 111a atti	ch part of it is LaPolla's
18 15-minute watch? 18 handwriting, if	you know?
19 A. No, ma'am. 19 A. Righ	nt up to the line where it
20 Q. No indication on there about any 20 says employe	er.
21 history of drug use or rehab or anything 21 Q. Fron	n there down is everything you
2 else; correct? 22 wrote?	
25 A. That's right, ma'am. 23 A. Yes,	, ma'am.
24 Q. Why is it that you in the booking 24 Q. Whe	re it says personal physician,
Q. Why is it that you in the booking Q. Why is it that you in the booking Communication wrote takes Lunesta but not anything Abdu, it has a	re it says personal physician, line through it. Is that PU-TRAN SHORTHAND REPORTING

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		1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	2	Q. What about the next day?
2	your handwriting?	3	A. He would be locked in because
3	A. Yes, ma'am.Q. Do you have any recollection as to	4	he's unclassified.
	Q. Do you have any recollection as to why you wrote that and then crossed it out?	5	Q. He wouldn't be permitted to go and
11 _		6	have a cigarette?
6	A. I believe I crossed it out because I don't recall what he said.	7	A. No, ma'am.
7	Q. On the bottom right of the	8	Q. At the discretion of the NHU
8	document, there's a box with an arrow	9	officer, could he be permitted to go for a
9	pointing up and it says reread initial date	10	cigarette?
10	5/20/06 PA Clark; do you see that?	11	A. No, ma'am.
11	A. Yes, ma'am.	12	Q. Spencer was initially assigned to
12	Q. Do you have any understanding that	13	cell 29, and it was later changed to cell
13	the Americar staff is required to review the	14	seven; do you recall that?
14	inmate medical intake record?	15	A. Yes, ma'am.
15	A. I'm not positive on their	16	Q. Why was that change made?
16	policies, ma'am.	17	A. It was and still is common
17 18	Q. On the next page, all of the	18	practice to put 15-minute checks downstairs
19	checkmarks in the columns, are those yours	19	in the North Housing Unit.
20	as well as the comment section?	20	Q. Is cell 29 on NHU?
21	A. Yes, ma'am.	21	A. No.
22	Q. You signed it at the bottom?	22	Q. It's a different unit?
23	A. I did.	23	A. Yes, ma'am.
24	Q. And Spencer signed it?	24	Q. What's that unit?
25	A. Yes, ma'am.	25	A. West Housing Unit.
••	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	Q. Do you believe that any of these	2	Q. And an unclassified inmate can go
3	boxes need to be changed because they're now	3	to West Housing Unit?
4	incorrect?	4	A. Yes, they can.
5	A. No, ma'am.	5	Q. You said that's common practice to
6	Q. You believe everything on this	6	have 15-minute checks downstairs in NHU.
7	page is accurate?	7	Why is that, if you know?
8	A. Yes, ma'am.	8	A. It is common practice for 15 minutes and unclassified. Unclassified and
9	Q. 26 says, "Smoke, what, how much -	9	15 minutes also go upstairs if there's no
10	cigs, one pack day"?	10	room downstairs. I don't know why it's
11	A. Cigarettes one pack a day.	11	
12	Q. Did you ever take Spencer for a	12	common practice. Q. Did anyone ever tell you why that
13	cigarette break, smoking break at the rec	13	is?
14	yard?	14 15	A. No, ma'am.
15	A. No, ma'am.	16	Q. Did you ever have occasion to
16	Q. Did he ever ask to go?	17	review any policies or procedures that
17	A. No.	18	Americor has in place with respect to its
18	Q. Do you know if anybody ever	19	staff?
19	offered for him to go?	20	A. No, ma'am.
20	A. I don't know, ma'am.	21	MS. BERG: Let me have
21	Q. Do you know if anybody ever took	22	marked as Exhibit 8, a copy of a Suicide
2	him for one? A. I do not know. When he got there	23	Prevention and Crisis Intervention manual.
23	A. I do not know. When he got there at night, it's lock down. There is no	24	It says Basic Program Trainer's Manual.
24		25	(Whereupon, Plaintiff's Exhibit 8 ,
25	cigarettes. COMPU-TRAN SHORTHAND REPORTING	-	COMPU-TRAN SHORTHAND REPORTING
47 of 88	Bago 195 to	188 of	
7/ 01 08	- Silvers		

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		1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	2	didn't hear your answer.
2	three minutes of hanging"?	3	(The record is read by the reporter.)
3	A. Yes.Q. You received that as part of your	4	Q. Did anyone ever instruct you as
4		5	part of your training or otherwise that the
	training?	6	Commission of Correction regulations did not
6	A. Yes, ma'am. MS. BERG: I'm going to	7	mandate certain conduct on your part as an
7	have mark as Exhibit 9, a copy of a	8	employee of Putnam County?
8	document that's called Officer's Handbook,	9	MR. RANDAZZO: Objection to
9	Suicide Prevention and Crisis Intervention	10	the form.
10	in County Jails and Police Lockups.	11	A. Could you repeat the question.
11	(Whereupon, Plaintiff's Exhibit 9 ,	12	Q. Sure. Did anyone ever tell you
12	OFFICER'S HANDBOOK, SUICIDE PREVENTION AND	13	even though the Commission of Correction had
13	CRISIS INTERVENTION IN COUNTY JAILS AND POLICE	14	certain regulations, you were not obligated
14	LOCKUPS, was marked for identification.)	15	to follow them?
15	Q. Take a look if you would at	16	A. No, ma'am.
16	Exhibit 9. Have you ever seen that before?	17	Q. Were you aware at any point in
17 18	A. Yes, ma'am.	18	time that Spencer had received a visit from
19	Q. When did you first see that?	19	his family?
20	A. In in-service training.	20	A. I was aware when I came back to
21	Q. What year?	21	work that day.
22	A. 2006.	22	Q. How were you made aware of that?
23	Q. So that was the training you had	23	A. I was just told that we had an
24	in March '06?	24	inmate commit suicide.
25	A. Yes, ma'am.	25	Q. Who told you that?
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING 196
	194		JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1	A. It was shortly after his visit.
2	Q. So that would have been before	2	Q. Who told you that?
3	Spencer Sinkov came to the facility;	3	A. I don't recall, ma'am. It was
4	correct?	5	the main control officer. It was as soon as
5	A. Yes, ma'am.	6	I came in.
6	Q. Take a look if you would at page	7	Q. Did anyone ever indicate to you
7	17. Suicide Prevention Tools. Section on	8	anything about the visit that Spencer had
8	the very bottom that says supervising.	9	with his family?
9	"According to the Commission of Corrections	10	A. No, ma'am.
10	regulations, constant supervision should be	11	Q. Did you ask anyone any questions
11	given to all high-risk inmates." Do you see that?	12	about it?
12	A. I see that.	13	A. No.
13	Q. So it's fair to say, is it not,	14	Q. Did anyone say anything that they
14	that prior to May of 2006, you were, in	15	heard during that visit?
16	fact, advised at least through the manual	16	A. No, ma'am.
17	that the Commission of Correction did have	17	MS. BERG: Why don't we
18	regulations requiring constant supervision	18	take a few minutes. I'm going to see
19	for high-risk inmates?	19	where we are at. Hopefully, we can finish
20	A. Through this manual, I see that.	20	you before lunch.
21	Q. Were you aware of any Putnam	21	Off the record.
2	County policies that mirrored that manual's	22	(Off-the-record discussion)
25	statement?	23	(Luncheon recess taken)
24	A. No, ma'am.	24	MS. BERG: Can you mark
25	MS. BERG: I'm sorry. I	25	this as 10.
	COMPU-TRAN SHORTHAND REPORTING	ł	COMPU-TRAN SHORTHAND REPORTING
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	(Whereupon, Plaintiff's Exhibit 10,	2	A. No, no. 60-minute intervals,
3	LOGBOOK, was marked for identification.)	3	you're supposed to with the 15-minute
3	CONTINUED EXAMINATION BY	4	checks, what they're doing. If they're
] "	4S. BERG:	5	laying down, standing up, sitting, watching
6	Q. I had marked as Exhibit 10, a copy	6	TV.
7	of a logbook. Let me show that to you.	7	Q. If everyone in NHU is on a routine
8	First of all, are you familiar	8	level of supervision, what are you writing
9	with the document itself?	9	down?
10	A. The logbook?	10	A. If everyone is on routine, it
111	Q. Yes.	11	would be that you check the housing unit.
12	A. Yes.	12	How many males are there and if they're all
13	Q. And it's required to be completed	13	secure or not.
14	at the NHU-1 housing unit?	14	Q. How often do you do that? Every
15	A. Yes.	15	30 minutes?
16	Q. Do each of the housing units have	16	A. If everybody in the unit is on
17	their own logbooks?	17	routine?
18	A. Yes.	18	Q. Yes.
19	Q. When you serve on the dual post of	19	A. It's every 30 minutes.
20	South Housing Unit and North Housing Unit-1,	20	Q. What do you do at 60-minute
21	do you make entries in each of their	21	intervals?
22	respective logbooks?	22	A. For the 15-minute checks, you
23	A. Yes.	23	write what they're doing, their activities.
24	Q. Even though you're serving both	24	If they're laying down, if they're sitting
25	posts at the same time?	25	up, watching television.
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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	A. Yes.	2	Q. So it's more specific?
3	Q. Are you familiar with any	3	A. Yes.
4	requirements with respect to what's supposed	4	Q. Are you familiar with any
5	to be noted in the logbook?	5	requirements with respect to noting actual
6	A. Yes.	6	time of your check versus rounding off the
7	Q. What's supposed to be noted in	7	time?
8	there?	8	A. Yes.
9	A. Your tour, the tour of your	9	Q. What are you familiar with in that
10	check.	10	regard?
11	Q. What are you supposed to note	11	A. It should be the actual time of
12	during that tour?	12	your check instead of rounding off.
13	A. If they're all secure or not. I	13	Q. When did you first learn that?
14	believe every 60 minutes or so. Actually,	14	A. I'd say maybe a year and a half
15	what they're doing.	15	ago. It was being pushed. Q. When you say "being pushed," what
16	Q. Anything else that you're supposed	16	do you mean by that?
17	to note in there?	17	
18	A. Any activities. Medications. If	18	A. Stressed by our leaders. Q. Do you recall anything as to why
19	they go to the shower. If they shave.	19 20	it was being stressed a year and a half ago?
20	Q. And that would be for all levels	20	A. I'm not sure why.
21	of inmates - routine, 15-minute check?	21	Q. Were you ever counseled with
2	A. Yes.	23	respect to whether or not you rounded off
2.	Q. And you said you're supposed to	24	your times in the logbooks?
24	note if they're all secured every 60	25	A. No.
25	minutes? COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
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Page 21 of 3203 Filed 05/07/2008 JOSEPH A. VASATURO 1 JOSEPH A. VASATURO 1 Those numbers are already in the Q. Did anyone ever ask you any 2 logbook when you receive it? questions about whether or not you rounded 3 Α. Yes. 4 times off? Take a look if you would at the Q. 5 A. No. page labeled 40. It's May 20, 2006 at the Did anybody ever indicate to you 6 top left. It says entry 1295. that any investigation was done which caused 7 You see where it has the 40 somebody to form the opinion that you were 8 rounding off time as opposed to writing down there? 9 9 Α. Yes. 10 actual times? 10 Q. And it looks like there's 11 Α. No. 11 something written either on top of it or Did you ever receive any 12 near it. Do you have any understanding as discipline for doing anything like that? 13 to what that is? 14 No. 14 A. I do not. In the left-hand column of the 15 Q. 15 Have you ever seen the logbooks logbook, it starts 001, 002 and counts down, Q. 16 16 where those typewritten numbers have been each entry giving a separate number; do you 17 changed? 18 see that? 18 Α. No. 19 Α. Yes. 19 Turning your attention to the Do they just follow sequentially; Q. 20 Q. 20 entries for May 20, 2006 starting at page correct? 21 40, are any of those your entries? 22 Α. Yes. 22 23 Α. Yes. The second column is the actual Q. 23 Q. Would the first one be 1311? 24 time? 24 1311? 25 Yes. Α. COMPU-TRAN SHORTHAND REPORTING COMPU-TRAN SHORTHAND REPORTING 204 202 JOSEPH A. VASATURO JOSEPH A. VASATURO 1 Q. Yes. Q. Have you ever had occasion to go 2 2 back into a logbook and document something Yes. 3 That's the first entry that you Q. that you forgot to document earlier? 4 made on that shift; correct? Α. Yes. Yes. Α. Q. How often have you done that? 6 Q. Do you recall on the evening of 7 Two or three times. May 20th, when you were serving as booking In what connection? officer, that you had duty or responsibility A shower. Smoke break. I'm not for NHU? positive what it was for, but I do recall 10 Α. Yes. making a delayed entry, yes. 11 Q. Do you recall on the occasion that What happened? 12 I took over checks for South you made the delayed entry, how you went 13 13 about doing it? Did you go back to the Housing Unit officer. 14 Q. Why did you do that? entry point where it should have been 15 That was -- well, the housing 16 included or out of sequence? unit, that was my time to be down there. A. It will be out of sequence and Q. So even when you were serving as labeled DE, delayed entry. 18 18 booking officer, you also had to take over Q. With respect to the logbook those checks? itself, if you turn the pages of Exhibit 10, 20 20 you can see on the top right and left side, A. Yes. 21 During this period of time, were the pages seem to have, what's not cut off, you also making entry in the South Housing a typewritten number on them. Do you see Unit logbook? 24 where that is? 24 Α. Yes. 25 A. Yes. 25 COMPU-TRAN SHORTHAND REPORTING COMPU-TRAN SHORTHAND REPORTING 02/05/2008 10:06:18 AM

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	————Case 7:07-cv-02866-CS-GAY Decumer	nt 27	7-11 Filed 05/07/2008 Page 22 of 3/07
	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		2	perform that same check, it would be more
2	Q. Then, in terms of the shift, once 0730 comes around, is the South Housing Unit	3	in the second se
3	manned by an individual and North Housing	4	A. Or so, yeah, I would say. Six,
۵	Jnit-1 has a separate individual?	5	seven minutes.
	A. Yes.	6	Q. At the time you made these entries
6	Q. In connection with these entries,	7	on May 20, 2006, was there any effort to
7	can you see where it has 1306, the time is	8	push, at that time, writing down actual time
8	0157, received one male, Sinkov, Spencer E.?	9	as opposed to rounding it off, or did that
10	A. Yes.	10	come after this?
1	Q. That would have been the time that	11	A. I don't recall when it was
11 12	Spencer was escorted to his cell, number	12	expressed to write the actual time. But
13	seven; correct?	13	again, my actual time should be on the clock
14	A. Yes.	14	system.
15	Q. Do you know who made that entry?	15	Q. With respect to your entries
16	A. The names are cut Officer	16	between 3:00 and 4:45, only one of them is
17	Gianpalo.	17	actually referred to as a 15-minute check;
18	Q. Did you escort Spencer to his	18	correct, the one for 3:15?
19	cell?	19	A. That is correct.
20	A. With Officer Gianpalo, yes.	20	Q. Why is that?
21	Q. Did you have any conversations	21	A. I'm not sure.
22	with Officer Gianpalo about Spencer?	22	Q. If you take
23	A. No, I did not. I handed her the	23	A. I have to check the whole unit
24	P-1 that goes with the unit. We both	24	every 15 minutes.
25	brought him to the cell.	25	Q. If you take a look at the logbook
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
2	Q. I was just asking if you had any	2	in terms of May 20, 2006, after your note of
3	conversations with Gianpalo.	3	15-minute check at 3:15, the very next time
4	A. No.	4	that 15-minute supervisory check is actually
5	Q. Starting at 0300 when you began	5	documented is at 8:17, line entry 1393. Do
6	your checks, your times in the book are	6	you see that?
7	3:00, 3:15, 3:30, 3:45, 4:00, 4:15, 4:30,	7	A. Yes.
8	4:45; correct?	8	Q. Did you ever speak with anybody who was on the North Housing Unit or
9	A. Yes.	9	covering the South Housing Unit at North
10	Q. Did you round off any of those	10	Housing Unit together about doing the
11	times?	11	15-minute checks for Spencer?
12	A. I don't feel I rounded them off.	12 13	A. I gave them the P-1 saying he was
13	Q. Do you think they were precise?A. I used an electronic recording	14	on a 15-minute check. That was passed on.
14	A. I used an electronic recording device that should be somewhere. The	15	Q. Other than that?
15	records should be somewhere of the exact	16	A. No. Not that I recall.
16	time. This is the time that the clock said	17	Q. Do you know if anybody else on the
17	when I rounded. At night, it doesn't take	18	unit was on 15-minute checks at that time?
18	as long because they're not up and out	19	A. There was I don't recall, but
20	about. They're lying down.	20	according to this, there was two males there
21	Q. So at night, how long would it	21	on 15.
2	ake you to do the check? For example, the	22	Q. Do you recall the other male being
23	one you did at 3:00?	23	an inmate Kirby?
24	A. Three minutes.	24	A. The name is familiar. I don't
25	Q. During the day, if you were to	25	recall Kirby himself.
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
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		1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	2	required to go?
2	Q. You indicated earlier that the	3	A. The next day I reported to work.
3	State Commission of Correction had two	4	My sergeant told me I needed to go see the
4	investigators come to the department and	5	investigators. I went over and saw the
	nterview you?	6	investigators. They took the statement.
5	A. Yes.	7	Q. The next day, you mean after
7	Q. Do you recall their names?	8	Spencer committed suicide?
3	A. I don't recall their names.	9	A. The same day. The next day for
}	Q. Do you recall when the interview	ľ	me is my next workday.
)	took place?	10	Q. That would have been the Putnam
ı	A. I don't recall if it was October	11	County Sheriff's Department investigators;
2	or November of '06.	12	correct?
3	Q. Do you recall anything that you	13	A. Yes.
ļ	spoke with the two investigators about other	14	Q. But there came a point in time
5	than the changes on the suicide screening	15	when you met with the State Commission of
5	form?	16	Correction investigators, also?
7	A. They asked me the events of the	17	A. Yes. I received a memo with my
3	day and what happened from the time I got	18	name on it.
)	there until the time I had no more contact	19	Q. Other than the memo, did you have
)	with him.	21	any communications with anybody about
•	Q. Did you provide them with any kind	22	meeting with the investigators before you
2	of statement in writing?	23	spoke with them?
3	A. In writing, no.	24	A. No.
ţ	Q. Just verbal?	25	Q. Did you ever come to learn that
5	A. Yes. COMPU-TRAN SHORTHAND REPORTING	23	COMPU-TRAN SHORTHAND REPORTING
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			212
_	210	1	JOSEPH A. VASATURO
l	JOSEPH A. VASATURO	1 2	JOSEPH A. VASATURO
] <u>2</u>	JOSEPH A. VASATURO Q. Were they taking notes during the	ľ	JOSEPH A. VASATURO the State Commission had issued a final
1 2 3	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you?	2	JOSEPH A. VASATURO the State Commission had issued a final report on its investigation? A. Yes.
1 2 3	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were.	2 3	JOSEPH A. VASATURO the State Commission had issued a final report on its investigation?
1 2 3 4 5 5	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were. Q. Do you recall telling the	2 3 4	JOSEPH A. VASATURO the State Commission had issued a final report on its investigation? A. Yes. Q. How did you find out about that? A. Through Mr. Randazzo.
1 2 3 4 5	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were. Q. Do you recall telling the investigators anything about the events of	2 3 4 5	JOSEPH A. VASATURO the State Commission had issued a final report on its investigation? A. Yes. Q. How did you find out about that?
1 2 3 1 5 6	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were. Q. Do you recall telling the investigators anything about the events of the day that in any way differed from what	2 3 4 5 6	the State Commission had issued a final report on its investigation? A. Yes. Q. How did you find out about that? A. Through Mr. Randazzo. Q. So that was after this lawsuit was filed?
1 2 3 1 5 6 7	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were. Q. Do you recall telling the investigators anything about the events of the day that in any way differed from what you testified to here?	2 3 4 5 6 7	the State Commission had issued a final report on its investigation? A. Yes. Q. How did you find out about that? A. Through Mr. Randazzo. Q. So that was after this lawsuit was
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1 2 3 4 5 6 7 3 9 1	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were. Q. Do you recall telling the investigators anything about the events of the day that in any way differed from what you testified to here? A. No. Q. Do you recall telling them	2 3 4 5 6 7 8 9	the State Commission had issued a final report on its investigation? A. Yes. Q. How did you find out about that? A. Through Mr. Randazzo. Q. So that was after this lawsuit was filed? A. I believe it was after. I'm not sure. Q. Did you have any communications
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1 2 3 1 5 5 7 3 9 1 2 3 1 5 5	JOSEPH A. VASATURO Q. Were they taking notes during the interview of you? A. I believe they were. Q. Do you recall telling the investigators anything about the events of the day that in any way differed from what you testified to here? A. No. Q. Do you recall telling them anything in addition to what you've told us here today? A. No. Q. Do you recall prior to meeting with the investigators, did anybody meet	2 3 4 5 6 7 8 9 10 11 12 13	the State Commission had issued a final report on its investigation? A. Yes. Q. How did you find out about that? A. Through Mr. Randazzo. Q. So that was after this lawsuit was filed? A. I believe it was after. I'm not sure. Q. Did you have any communications with Mr. Randazzo before you were named as defendant in this case? A. No. Q. With respect to the final report, other than your attorney, is there anybody
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	Q. Did you ever review the report and	2	Q. At any point in time in connection
2	during your review feel that anything in	3	with giving that statement Exhibit 11, did
3	there was inaccurate?	4	you review any documents?
0	A. I don't recall. I'd have to read	5	A. The suicide screening was there.
		6	Q. Anything else?
6	through it again. Q. With respect to the investigation	7	A. No.
7	that was conducted by the Putnam County	8	Q. When you say the suicide screening
8	Sheriff's Department, you said either on May	9	was there, was it the complete medical
9		10	intake packet that had the four parts, or
10	20th or May 21st, you met with	11	was it just the suicide screening guideline
11	investigators; correct?	12	page?
12	A. May 20th.Q. Who was it that you met with?	13	A. It was the packet.
13		14	Q. During your interview by DePerno
14		15	and Nappi or when you were giving a
15		16	statement to them, were you reviewing or did
16	A. Investigator Nappi.Q. What occurred during your meeting	17	you review the suicide screening portion of
17		18	the packet?
18	with them? A. I gave them a statement.	19	A. No.
19		20	Q. Did they ask you any questions
20	Investigator DePerno typed it up. Q. With respect to that statement,	21	about it?
21	Q. With respect to that statement, was it something that you verbally told	22	A, No.
22		23	Q. In your statement with respect to
23	them?	24	the suicide screening, a little below
24	A. Yes.Q. Was it in response to questions	25	halfway down you write: "As he was
25	Q. Was it in response to questions COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
-	214	 	216
1			
4	IOSEPH A VASATURO	1	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1 2	·
2	they asked you?	1	answering these questions, he seemed okay.
2 3	they asked you? A. No.	2	·
2 3 4	they asked you? A. No. Q. What did they ask you to do?	2 3	answering these questions, he seemed okay. He stated he used heroin 24 hours prior to
2 3 4 5	they asked you? A. No. Q. What did they ask you to do? A. They said give us a list of	2 3 4	answering these questions, he seemed okay. He stated he used heroin 24 hours prior to his arrest. I finished the suicide
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	•	2	penalty of perjury; correct?
2	A. Yes.Q. Was this the conversation you	3	A. Yes.
3	referenced earlier when you say you verbally	4	Q. Did you understand that by signing
1	idvised LaPolla that you placed Spencer on a	5	it, you were attesting to the accuracy of
	15-minute watch?	6	what's contained in it?
6	A. Yes.	7	A. Yes.
7 8	Q. During that conversation according	8	Q. Prior to signing it, you read the
9	to the sworn statement, you didn't tell	9	typewritten portion?
10	LaPolla anything about the suicide screening	10	A. I did. Punishable as a Class A
11	responses; correct?	11	misdemeanor.
12	A. Correct. I overlooked telling	12	Q. With respect to the 15-minute
13	him about the suicide screening.	13	checks during the time of 0300 to 0445, when
14	Q. Is that your recollection as you	14	you were checking on Sinkov, you indicated
15	sit here today?	15	they appeared to be sleeping; correct?
16	A. Yes.	16	A. Appeared to be lying down.
17	Q. With respect to the P-1, you	17	Appeared to be sleeping.
18	indicate that after Sinkov was in his cell,	18	Q. You wrote in your statement
19	you proceeded back to booking where you	19	appeared to be sleeping. It's on the second
20	entered Sinkov into JMS and wrote the P-1;	20	page; is that correct?
21	correct?	21	A. Yes.
22	A. That's what this says, yes.	22	Q. With respect to your 15-minute
23	Q. And this was the day of these	23	checks in the logbook, you didn't note
24	events; correct?	24	anything about what Sinkov was doing other
25	A. Yes.	25	than at 0315; correct? COMPU-TRAN SHORTHAND REPORTING
L	COMPU-TRAN SHORTHAND REPORTING	_	220
	218		JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1 1	A. That's correct.
2	Q. Do you have any different	3	Q. And you didn't note, for example,
3	recollections as you sit here today?	3	that you looked to observe whether or not
4	A NA	J 7	
j	A. No.	5	his chest was moving up and down or he was
5	Q. Do you have any reason to believe	5	his chest was moving up and down or he was
6	Q. Do you have any reason to believe that that statement is inaccurate?	6	his chest was moving up and down or he was breathing or anything to that effect?
6 7	Q. Do you have any reason to believe that that statement is inaccurate?A. Yes.	1	his chest was moving up and down or he was breathing or anything to that effect? A. I didn't write that, no.
6 7 8	Q. Do you have any reason to believe that that statement is inaccurate?A. Yes.Q. What's the basis for your belief?	6 7	his chest was moving up and down or he was breathing or anything to that effect? A. I didn't write that, no. Q. At the end of your statement, you
6 7 8 9	 Q. Do you have any reason to believe that that statement is inaccurate? A. Yes. Q. What's the basis for your belief? A. It says after I dropped him off, 	6 7 8	his chest was moving up and down or he was breathing or anything to that effect? A. I didn't write that, no. Q. At the end of your statement, you indicate that Sergeant LaPolla took over your checks for that time period. What time
6 7 8 9	 Q. Do you have any reason to believe that that statement is inaccurate? A. Yes. Q. What's the basis for your belief? A. It says after I dropped him off, I did the P-1, but Officer Gianpalo had this 	6 7 8 9	his chest was moving up and down or he was breathing or anything to that effect? A. I didn't write that, no. Q. At the end of your statement, you indicate that Sergeant LaPolla took over your checks for that time period. What time period did LaPolla do checks on May 20th?
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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1		2	Q. That's what you were trained to
2	A. 0345, I think.	3	do?
3	Q. 0345 appears to be I'm sorry.	4	A. I don't believe I was trained to
0	0345, I see. That's not your handwriting?	5	do it. That's what I would do.
· .	A. No, ma'am.	6	Q. Did anybody ever provide you with
6	Q. And you believe that's LaPolla?	7	any policies on that?
7	A. It appears to be Sergeant	8	A. Yes. I believe there is a policy
8	LaPolla's handwriting.	9	on logbook entries.
9	Q. You say at the end, "At one point	10	Q. Is that part of the red book
10	during my shift, Sergeant LaPolla asked me	11	documents that you have?
11	if I did my P-1 in reference to the	12	A. That is part of the policy and
12	15-minute supervisory check"?	13	procedure book. I'm not aware if that's in
13	A. Yes.	14	the red books. I've seen it. I'm trying to
14	Q. Do you recall when it was during	15	remember where.
15	your shift that LaPolla asked about that?	16	MS. BERG: Let me have
16	A. It was later that night. I want	ļ	marked as Exhibit 12, a copy of the
17	to say I don't know the exact time. I	17	Commissions report on the death of Spencer
18	want to say between five and six.	18	
19	Q. LaPolla didn't ask you about the	19	Sinkov. (<i>Whereupon, Plaintiff's Exhibit</i> 12 ,
20	P-1 when you first told him that Sinkov was	20	FINAL REPORT STATE COMMISSION OF CORRECTION, was
21	on 15-minute checks?	21	
22	A. I don't recall if he asked me.	22	marked for identification.) Q. In connection with Spencer Sinkov,
23	Q. Did you ever see any statements	23	as you sit here today, do you believe that
24	given by anyone else?	24	you violated any existing Putnam County
25	A. No, ma'am.	25	COMPU-TRAN SHORTHAND REPORTING
	COMPU-TRAN SHORTHAND REPORTING		224
	222		JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1	
2	Q. Did you speak with anybody else	2	Correctional Facility policies or
3	about any statements that they gave either	3	procedures? A. No, ma'am. Suicide screening
4	to the Putnam County Sheriff's Department or	4	A. No, ma'am. Suicide screening says eight or above to notify a sergeant.
5	the State Commission of Correction?	5	
6	A. No.	6	Q. In connection with your conduct on May 19th and into May 20, 2006, did anybody
7	Q. Were you ever trained with respect	7	ever indicate to you in words or in writing
8	to the logbook, if you made any kind of	8	that any of your conduct violated existing
9	error, for example, in the time or entry,	9	Putnam County Correctional Facility policies
10	how you were supposed to go about correcting	10	
11	the error?	11	or procedures?
12	A. No. Like going back in time,	12	A. No, ma'am. Q. Did anybody ever indicate to you
13	back with the times?	13	1
14	Q. In other words, you were writing	14	that disciplinary action was being
15	entry one and instead of writing 1256, you	15	contemplated?
16	wrote 1246 and you wanted to correct it	16	A. Yes.
17	right then and there. Were you ever trained	17	Q. Who told you that? A. I signed a probationary period
18	in how to make the correct notation?	18	
19	A. Just draw a line. No.	19	paper.
20	Q. Did anybody ever indicate to you	20	Q. When was that? A. I believe it was November.
21	that you shouldn't obliterate the original	21	
2	entry? You should draw a line so it's still	22	Q. Of?
2ა	visible and write the correct entry next to	23	A. '07. Q. What were the circumstances of you
24	it?	24	
25	A. Just draw a line.	25	signing that paper? COMPU-TRAN SHORTHAND REPORTING
	COMPU-TRAN SHORTHAND REPORTING	1	COMPU-TRAN SHORTHAND ACT OF THE

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		JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	٨	To extend probationary period.	2	document?
2	Α.	Of what?	3	A. I do. Not on me.
3	Q.	I'm not sure. I don't know.	4	MS. BERG: I'm going to
'	Α.	Were you on probation at the time	5	call for the production of that.
	Q.		6	DOCUMENT/DATA REQUESTED:
6	•	signed it?	7	Q. Did you have an understanding at
7	Α.	Yes. What were you on probation for?	8	any time from November '07 until now that
8	Q.	This incident that happened now.	9	what you signed would extend the time for
9	Α.	When were you first placed on	10	the county to bring charges against you?
10	Q.		11	A. That was my understanding is
11	probation		12	it extended the probationary period that I
12	Α.	Say May of '06.	13	was placed on. I don't know if there's
13	Q.	Who advised you that you were	14	anything pending. I don't know.
14		on probation?	15	Q. Do you know if there was any
15	Α.	Nobody.	16	extension of the time in which the county
16	Q.	How did you know that you were	17	can bring charges against you?
17	=	probation?	18	A. No, I don't know.
18	Α.	I just signed the extension.	19	Q. Other than that conversation with
19	Q.	You found out in November of '07,	20	McNamara, did anybody ever say anything to
20		had been put on probation a year	21	you in words or in substance about
21	earlier?	at the company and compliant	22	disciplinary action against you?
22	Α.	Eighteen months earlier.	23	A. No.
23	Q.	Who brought to your attention in	24	Q. Do you know what the status of
24	Novembe	er of '07, the issue with the	25	that is today?
25	probation	nary period and asking you to sign COMPU-TRAN SHORTHAND REPORTING	1-	COMPU-TRAN SHORTHAND REPORTING
_		226		228
			1	JOSEPH A. VASATURO
1		JOSEPH A. VASATURO	2	A. No.
2	this pape		3	Q. Do you know if other than
3	Α.	I was informed by Sergeant Hanley	4	yourself, anybody else was asked to sign
4	_	go see Captain McNamara.	5	anything similar?
5	Q.	When you saw Captain McNamara, was	6	A. I believe Sergeant LaPolla.
6	=	lse present?	7	Q. Anyone else?
7	Α.	No.	8	A. No.
8	Q.	What did McNamara say to you and	9	Q. Take a look if you would at
9		you say to him?	10	Exhibit 12.
10	Α.	He had me he didn't say	11	Let me back up for one more
11	anything	g to me. He had me read through the	12	second on that issue of the probationary
12		Signed the paper and that was it. Did it say for how long your	13	period and the document you signed.
13	Q.		14	Did McNamara indicate to you at
14	•	nary period would be extended? Six months.	15	any point in time that you were the subject
15	Α.		16	of possible charges?
16	Q.	Prior to signing it, did you	17	A. No.
17		vith anyone?	18	Q. Or disciplinary action?
18	Α.	Union lawyer.	19	A. No.
19	Q.	Anyone else?	20	Q. Did the paper you read indicate
20	Α.	No.	21	that in any way?
21	Q.	Who's the union lawyer?	22	A. No. It indicated that it was
2	Α.	Mr. Baumgardner.	23	extending the 18 month probationary period.
2ა	Q.	Is that from Bunion & Baumgardner?	24	Q. Did anybody indicate to you in
24	Α.	Yes.	25	words or in substance, that the opinion of
25	Q.	Do you still have a copy of that COMPU-TRAN SHORTHAND REPORTING	-	COMPU-TRAN SHORTHAND REPORTING
<u> </u>	8 sheets	Page 225	1. to 228	10.00 10.00 10.00 10.00
	w coore	. 3		

Case 7:07-cv-02866-CS-GAY - Document 27-11 Filed 05/07/2008 Page 28 of 37231 JOSEPH A. VASATURO 1 JOSEPH A. VASATURO Yes. Α. the county or its administrative staff was 2 And you, in this case, did not that you violated some policy or procedure Q. 3 immediately notify the tour supervisor when 4 on May 20th? the score was eight or higher; correct? Α. No. Α. Yes. Take a look, if you would, at 6 Q. 6 Q. And you didn't notify the Exhibit 12 which is the state's report with 7 7 supervisor when the shaded areas on the respect to the death of Spencer Sinkov. 8 forms were checked; correct? Paragraph eight which is on page three. 9 9 That is correct. "Officer J.V., Joseph Vasaturo, placed 10 Α. 10 The report also indicates "Officer Sinkov on a 15-minute supervisory check 11 11 J.V. failed to follow Putnam County jail's instead of constant supervision;" do you see 12 policy and procedures which state that you 13 that sentence? 13 have to immediately notify the tour 14 Yes. Α. 14 supervisor whenever a prisoner, Section E, Did you ever discuss with anybody, 15 15 appears to be significantly under the anything about the 15-minute supervisory 16 16 influence of alcohol or drugs;" do you see check versus constant supervision other than 17 17 what you testified to here today about your that? 18 18 Α. Yes. conversation with Karen Jackson? 19 19 That was the conclusion of the Q. 20 Α. No. 20 commission; correct? Did anybody ever indicate to you 21 Q. 21 Α. Yes. that there were any policies that you 22 22 No. 4 says, "All such notification violated by placing Sinkov on 15 minute Q. 23 23 will be completed by forwarding a copy of versus constant supervision? 24 the prisoner's screening form to the tour 25 Α. No. 25 COMPU-TRAN SHORTHAND REPORTING COMPU-TRAN SHORTHAND REPORTING 232 230 JOSEPH A. VASATURO 1 JOSEPH A. VASATURO 1 supervisor prior to cell assignments;" do The next sentence says, "The shift 2 you see that? supervisor was not informed of Sinkov's Α. I do. suicide screening score;" that's correct, 4 4 And you didn't notify the 5 right? 5 supervisor by providing a copy of that form 6 Α. Yes. to him prior to the cell assignment; You never notified LaPolla? 7 7 correct? I never told Sergeant LaPolla 8 8 what his actual score was, that's correct. That's correct. Α. 9 9 Did anybody ever speak with you Q. Q. And it also says, "Officer J.V., 10 10 Joseph Vasaturo failed to initiate constant about that? 11 11 Α. No. supervision on an identified high-risk 12 12 On the recommendation section, inmate;" do you see that? Q. 13 13 page five, "Recommendation to the sheriff of 14 Α. Yes. 14 Putnam County, Number 1, the booking officer Did anybody ever speak with you 15 15 who administered the suicide screening 16 about that? 16 guidelines to Sinkov on May 20, 2006, should 17 Α. No. 17 be disciplined;" do you see that? Last sentence indicates that Q. 18 Α. I do. "Officer J.V. failed to follow Putnam County 19 19 You were the booking officer; Q. Jail's Policy and Procedure which states 20 20 correct? 21 immediately notify the tour supervisor 21 vhenever a prisoner scores in the high risk Α. Correct. 22 Were you ever disciplined? score of eight in the column A or immediate Q. 23 23 Α. referral categories on the screening form;" No. 24 24 And the report continues that, Q. 25 do you see that?

COMPU-TRAN SHORTHAND REPORTING

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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO			
1		2 you?				
2	"You should be disciplined for failing to	3	A. It's a new policy. Just to read			
3	notify the shift supervisor of a high-risk	4	it.			
^	suicide inmate;" do you see that?	5	Q. Anything else?			
	A. I do.	6	A. No.			
6	Q. And for failing to initiate	7	Q. Did you say anything to LaPolla?			
7	constant supervision of a high-risk inmate;	8	A. I read through it, and I noticed			
8	do you see that?	9	it says 15 is not good for suicide.			
9	A. Yes.	10	Q. Did you say anything to LaPolla			
10	Q. Did anyone ever counsel you or	11	about that?			
11	discipline you about both or either of	12	A. I just told him that I noticed			
12	those?	13	it.			
13	A. No.	14	Q. What did he say in response?			
14	Q. Since May 20, 2006, have there	15	A. I don't recall what he said.			
15	been any additional or new policies	1	Q. Did you say Sergeant Guarino?			
16	implemented which pertain in any way to the	16	A. Greno.			
17	booking process or the intake process?	17	and the second second			
18	 To the booking or intake process, 	18				
19	I'm not positive. There was one for housing	19	_			
20	supervision in there.	20				
21	Q. What's that?	21				
22	A. 15 minute is not good for a	22	LaPolla was on coming. I read it during			
23	suicide prevention, I believe, it says.	23	shift.			
24	Q. When did that come out?	24	Q. Did you speak with anybody else			
25	A. August 4th.	25	about that new policy at any time?			
	COMPU-TRAN SHORTHAND REPORTING	<u> </u>	COMPU-TRAN SHORTHAND REPORTING			
	234		236			
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO			
2	Q. Of?	2	A. No.			
3			MC PEDG: Tim doing to			
•	A. '06.	3	MS. BERG: I'm going to			
4	A. '06. O How were you advised of this new	3	call for the production of that policy.			
4	Q. How were you advised of this new	Ι.	call for the production of that policy. DOCUMENT/DATA REQUESTED:			
5	Q. How were you advised of this new policy?	4	call for the production of that policy. DOCUMENT/DATA REQUESTED: Q. Other than that, any other new			
5 6	Q. How were you advised of this new policy?A. They put it into the policy and	4 5	call for the production of that policy. DOCUMENT/DATA REQUESTED:			
5 6 7	Q. How were you advised of this new policy? A. They put it into the policy and procedure books.	4 5 6	call for the production of that policy. DOCUMENT/DATA REQUESTED: Q. Other than that, any other new policies or modified policies since May 20, 2006?			
5 6 7 8	Q. How were you advised of this new policy? A. They put it into the policy and procedure books. Q. Is this the red book or different	4 5 6 7	call for the production of that policy. DOCUMENT/DATA REQUESTED: Q. Other than that, any other new policies or modified policies since May 20, 2006? A. Not that I'm aware of there's			
5 6 7 8 9	Q. How were you advised of this new policy? A. They put it into the policy and procedure books. Q. Is this the red book or different book?	4 5 6 7 8	call for the production of that policy. DOCUMENT/DATA REQUESTED: Q. Other than that, any other new policies or modified policies since May 20, 2006? A. Not that I'm aware of there's			
5 6 7 8 9	Q. How were you advised of this new policy? A. They put it into the policy and procedure books. Q. Is this the red book or different book? A. This is a different book. It's	4 5 6 7 8 9	call for the production of that policy. DOCUMENT/DATA REQUESTED: Q. Other than that, any other new policies or modified policies since May 20, 2006? A. Not that I'm aware of there's new policies but nothing I don't believe			
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		1 .	JOSEPH A. VASATURO
1	JOSEPH A. VASATURO	1	
2	MS. BERG: Let me have	2	Facility?
3	marked as Exhibit 13, a copy of a letter	3	A. No, ma'am.
8	to whom it may concern dated November 2,	4	Q. The first paragraph says, "I work
	2006.	5	for the Putnam County Sheriff's Department
6	(Whereupon, Plaintiff's Exhibit 13,	6	in the corrections division. Your office
7	LETTER DATED 11/2/06, was marked for	7	must be on the way down to our office. The
8	identification.)	8	reason I can assume this is because our
9	Q. Other than changes other than	9	captain is running around updating the
10	new policies, have there been any policies	10	logbooks that are never used and coming out
11	that have changed since May 20, 2006?	11	with new policies and procedures;" do you
12	 A. That one that we were discussing 	12	see that?
13	with the 15, I believe has changed.	13	A. I see.
14	Q. Anything else?	14	Q. Do you have any basis or did you
15	A. Not that I'm aware of.	15	ever make any observations with respect to
16	Q. The new policy would reflect what	16	the truth or falsity of the paragraph I just
17	was in place from August 4, '06 to now?	17	read?
18	A. To now, yes.	18	A. No, ma'am.
19	Q. And the prior policy, what do you	19	Q. Did you ever observe the captain
20	recall that that said?	20	or anybody else updating the logbooks?
21	A. I don't recall the exact words	21	A. No, ma'am.
22	that it said.	22	Q. Or coming out with new policies
23	Q. How did this new policy change the	23	and procedures?
24	policy that existed on May 20, '06?	24	A. No, ma'am.
25	A. That the 15 minute is not good	25	Q. Are you aware of any logbooks that
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
1.	238		240
1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1 2	JOSEPH A. VASATURO for suicide screening, I believe, are the	2	JOSEPH A. VASATURO are never used?
1	JOSEPH A. VASATURO for suicide screening, I believe, are the words. I don't know the exact words.		JOSEPH A. VASATURO are never used? A. No, ma'am.
2	JOSEPH A. VASATURO for suicide screening, I believe, are the	2 3 4	JOSEPH A. VASATURO are never used? A. No, ma'am. Q. There's a reference in the second
3	JOSEPH A. VASATURO for suicide screening, I believe, are the words. I don't know the exact words. Q. Words to that effect? A. Yes.	2 3 4 5	JOSEPH A. VASATURO are never used? A. No, ma'am. Q. There's a reference in the second paragraph to the program officer post and
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Case 7:07-cv-02866-CS-GAY 240 ocument 27-11 Filed 05/07/2008 Page 31 of 347 JOSEPH A. VASATURO JOSEPH A. VASATURO Norberto Rivera was the inmate; do Q. 2 Unit have to cover both posts? 2 you recall that? 3 A. Yes. 3 Α. I do. The program officer works Monday 4 Q. Did you have any role in the Q. .hrough Friday; correct? intake process involving Mr. Rivera? 6 A. Correct. 6 No, ma'am. 7 Α. Q. That was true in May '06? 7 Q. Did you have any role in 8 I want to say yes, it was. 8 supervising him while he was housed in the 9 **Q.** And it's true to today? 9 North Housing Unit? 10 Α. Yes. 10 Α. Yes. Do you recall when in relation to 11 Q. 11 Q. What was your role? 12 the new policy, the 15-minute check versus 12 I was assigned to North Housing constant watch policy you just talked about 13 13 Unit. My role was basically to perform on August 4, '06, when in relation to that 14 checks and make sure he was okay. did the Commission of Correction 15 15 Q. Do you recall what type of or 16 investigators interview you? 16 level of check he was on? A. Probably a week later. 17 I believe he was on a 15-minute Α. In terms of this anonymous letter, 18 18 check. the second page, second paragraph says, 19 19 Do you recall anything about the Q. 20 "Just a few days before the commission 20 reason why he was on that 15-minute check? arrived to interview everyone involved in 21 21 I believe it was for withdrawal the suicide May 2006, the captain changed 22 from drugs. the policy and procedure to cover the 23 23 Do you recall what drugs? department and essentially making Sergeant 24 24 I want to say heroin. I'm not LaPolla and Officer Vasaturo look like they 25 COMPU-TRAN SHORTHAND REPORTING COMPU-TRAN SHORTHAND REPORTING 244 242 JOSEPH A. VASATURO 1 JOSEPH A. VASATURO positive. did not follow this procedure;" do you see 2 2 Q. Do you recall anything about 3 that? 3 whether Rivera was placed on 15-minute Α. I see that. 4 checks because of anything relating to the Do you have any understanding as 5 to whether that policy and procedure change suicide screening? 6 6 I'm unaware of that. I don't Α. was the one on August 4, '06? 7 7 know. It was only one that I recall on 8 8 In terms of Norberto Rivera's 9 August 4th. 9 death, did you respond to the scene of the Q. That was the only one. Do you 10 10 know if that's what's referenced here in the hanging? 11 11 Α. Yes. second paragraph of page 2? 12 12 Were you the first officer there? A. I don't know if that's what's Q. 13 13 Α. Yes. referenced. I recall one on August 4th. 14 14 Were you assigned to the NHU post 15 Q. Are you aware of any policies that 15 at that time? were changed to essentially make it look 16 16 Α. I was. like you and Sergeant LaPolla did not follow 17 17 Was the suicide committed in 18 procedure? 18 between the 15-minute checks? A, I know that this policy was 19 19 updated or changed. I don't know if that's Α. It was. 20 20 21 Do you recall where you were what was in mind. 21 coming from at the time that you found Q. Were you employed by the Putnam 22 Norberto Rivera? County Correctional Facility when there was 23 2٠ I was coming from the cell 16, I an inmate suicide back in 2003? Α. 24 24 believe. 25 I was. 25 COMPU-TRAN SHORTHAND REPORTING COMPU-TRAN SHORTHAND REPORTING

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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO			
1 1	Q. What was going on in cell 16?	2	A. Yes.			
2	A. Sergeant had asked me to see an	3	Q. What were you aware of?			
3	inmate. I escorted the sergeant in. She	4	A. The Commissioner of Correction			
′	spoke with him briefly. I escorted the	5 investigation.				
	sergeant out of the unit and then I went	6 Q. How were you made aware of that?				
6 7	around this way well, around in front of	7	A. Again, I was told when I need to			
8	this side and there he was. (Indicating)	8	report for them to ask me questions.			
9	Q. Where was cell 16 in relation to	9	Q. Do you recall who questioned you			
10	where Norberto Rivera's cell was?	10	on that occasion?			
11	A. It's right on the other side.	11	A. I don't recall the name.			
12	Q. You can't physically see it while	12	Q. Did you give them anything in			
13	you're in cell 16?	13	writing?			
14	A. No.	14	A. No.			
15	Q. How long were you with the	15	Q. Did they take notes while they met			
16	sergeant in cell 16?	16	with you?			
17	A. I wasn't in cell 16. We were on	17	A. Yes. I imagine they did. I			
18	the catwalk. She was just speaking through	18	don't recall.			
19	the bar.	19	Q. Did you ever see the final report			
20	Q. For how long were you present in	20	of the State Commission in the Norberto			
21	that vicinity?	21	Rivera case?			
22	A. A minute, if that.	22	A. No.			
23	Q. Were you aware of any	23	Q. Did anyone ever indicate to you			
24	investigation that was done with respect to	24	that there were any recommendations made			
25	Mr. Rivera's hanging?	25	with respect to your conduct?			
	COMPU-TRAN SHORTHAND REPORTING	COMPU-TRAN SHORTHAND REPORTING				
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1	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO			
2	Ä. No.	2	A. No.			
3	Q. Did you ever come to learn that	3	MS. BERG: Let me have			
4	the county, Putnam County Sheriff's	4	marked as Exhibit 14, a copy of the final			
5	Department conducted an investigation?	5	report in the matter of the death of			
6	A. I gave a statement to the	6	Norberto Rivera.			
7	investigators.	7	(Whereupon, Plaintiff's Exhibit 14,			
8	Q. Do you recall who the investigator	8	FINAL REPORT OF NORBERTO RIVERA, was marked for			
9	was in that case?	9	identification.)			
10	A. Investigator DePerno.	10	Q. Take a look if you would at			
11	Q. Was it the same format?	11	Exhibit 14.			
	<u>.</u>		On the recommendations need need			
12	A. Yes.	12	On the recommendations page, page			
13	Q. In other words, DePerno asked you	13	five, I'm going to start above			
13 14	Q. In other words, DePerno asked you what happened and you told him as he typed	13 14	five, I'm going to start above recommendations. Paragraph 19. The North			
13 14 15	Q. In other words, DePerno asked you what happened and you told him as he typed it up?	13 14 15	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing			
13 14 15 16	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes.	13 14 15 16	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that?			
13 14 15 16 17	 Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement 	13 14 15 16 17	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes.			
13 14 15 16 17 18	 Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? 	13 14 15 16 17 18	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a			
13 14 15 16 17 18 19	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did.	13 14 15 16 17 18 19	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In			
13 14 15 16 17 18 19 20	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it?	13 14 15 16 17 18 19 20	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit,			
13 14 15 16 17 18 19 20 21	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it? A. Yes.	13 14 15 16 17 18 19 20 21	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit, the officer also has responsibilities to			
13 14 15 16 17 18 19 20 21	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it? A. Yes. Q. Other than the Putnam County	13 14 15 16 17 18 19 20 21 22	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit, the officer also has responsibilities to supervise a program area down the hall.			
13 14 15 16 17 18 19 20 21 2	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it? A. Yes. Q. Other than the Putnam County sheriffs department, were you aware of any	13 14 15 16 17 18 19 20 21 22 23	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit, the officer also has responsibilities to supervise a program area down the hall. Movement into the adjacent recreation yard			
13 14 15 16 17 18 19 20 21 2 25 24	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it? A. Yes. Q. Other than the Putnam County sheriffs department, were you aware of any other investigation including by the State	13 14 15 16 17 18 19 20 21 22 23 24	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit, the officer also has responsibilities to supervise a program area down the hall. Movement into the adjacent recreation yard and a separate four cell housing unit			
13 14 15 16 17 18 19 20 21 2	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it? A. Yes. Q. Other than the Putnam County sheriffs department, were you aware of any other investigation including by the State Commission?	13 14 15 16 17 18 19 20 21 22 23	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit, the officer also has responsibilities to supervise a program area down the hall. Movement into the adjacent recreation yard and a separate four cell housing unit approximately 100 feet away." Do you see			
13 14 15 16 17 18 19 20 21 2 25 24	Q. In other words, DePerno asked you what happened and you told him as he typed it up? A. Yes. Q. Did you review a typed statement at that point? A. I did. Q. Did you sign it? A. Yes. Q. Other than the Putnam County sheriffs department, were you aware of any other investigation including by the State	13 14 15 16 17 18 19 20 21 22 23 24 25	five, I'm going to start above recommendations. Paragraph 19. The North Housing Unit is a 16-house linear housing unit; you see that? A. Yes. Q. It says the officer maintains a post right outside the block door. In addition to supervising the housing unit, the officer also has responsibilities to supervise a program area down the hall. Movement into the adjacent recreation yard and a separate four cell housing unit approximately 100 feet away." Do you see COMPU-TRAN SHORTHAND REPORTING			

	∵07-c∨-02866-CS-GAY Д аситег	nt 27	-11 Filed 05/07/2008 Page 33 of 3 2 51
	IOSEPH A. VASATURO	1	JOSEPH A. VASATURO
'	JOSEFN A. VASATONO	2	times he completed rounds. Policies should
2 that? 3 A. I d	lo.	3	be in place to have officers document the
· · · ·	at was true back in November	4	actual time they complete rounds and not
	Norberto Rivera was housed in the	5	rounded off to the nearest half or quarter
		6	hour;" do you see that?
		7	A. Ido.
	es that remain true to today?	8	Q. Do you know if that paragraph
_		9	refers to you?
9 A. No	• at's different?	10	A. I was the housing unit officer.
	North-2 is open, there will be	11	Q. Did anybody ever question you
		12	about the accuracy of the times you
	issigned there. If that will be the separate four	13	documented?
		14	A. No.
14 cell housing		15	Q. Did anybody ever indicate to you
15 A. Yes		16	that your conduct in November of 2003
	er than that, any other	17	violated any existing policies?
	e program officer is new, but	18	A. No.
18 A. The	sitive when that was started.	19	MS. BERG: Let me have
19 I'm not pos	en was the separate post for	20	marked as Exhibit 15, a copy of a
		21	statement dated November 15, 2003 by this
21 NHU-2 imple	n not positive on the date.	22	witness.
		23	(Whereupon, Plaintiff's Exhibit 15,
	you recall the date?	24	STATEMENT DATED 11/15/03, was marked for
i .	ear back.		identification.)
	PU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
	250		252
	OSEPH A. VASATURO	1	JOSEPH A. VASATURO
, -	you recall if it was before or	2	Q. Let me show you Exhibit 15. Do
	ath of Spencer Sinkov?	3	you recognize that as the statement that you
	ant to say after.	4	gave to Investigator DePerno on November 15,
5 Q. Wh	en you say the program officer	5	2003 in connection with the suicide of
	do you mean?	6	Norberto Rivera?
7 A. The	program officer is like	7	A. Yes.
8 another pos		8	Q. It indicates in the bottom of the
	erms of the program officer	۱ ـ	
le Q. Int	· • · · · · • · · · · · · · · · · · · ·	9	first page of this statement, that after
	he one we talked about where	9 10	your 1345 hour check, you went out North
10 post, that's t	he one we talked about where :30 or on weekends, it's not	1	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a
post, that's t if it's after 4	he one we talked about where :30 or on weekends, it's not	10	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that?
post, that's tif it's after 4manned?	:30 or on weekends, it's not	10 11	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes.
 post, that's t if it's after 4 manned? A. Yes 	:30 or on weekends, it's not	10 11 12	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke
 post, that's t if it's after 4 manned? A. Yes Q. So 	:30 or on weekends, it's not •• even though	10 11 12 13	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was
 post, that's t if it's after 4 manned? A. Yes Q. So A. We 	:30 or on weekends, it's not	10 11 12 13 14	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted?
 post, that's t if it's after 4 manned? A. Yes Q. So A. We Q. Eve 	:30 or on weekends, it's not i. even though II, yes. n though the post was created,	10 11 12 13 14 15	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No.
 post, that's t if it's after 4 manned? A. Yes Q. So A. We Q. Eve 	30 or on weekends, it's not i. even though II, yes. In though the post was created, //s filled?	10 11 12 13 14 15 16	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do?
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes	30 or on weekends, it's not i. even though II, yes. In though the post was created, //s filled?	10 11 12 13 14 15 16	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes.
 post, that's t if it's after 4 manned? A. Yes Q. So A. We Q. Eve it's not alway A. Yes 	30 or on weekends, it's not i. even though II, yes. In though the post was created, is filled? i. t would be when the NHU-1 post	10 11 12 13 14 15 16 17	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes 19 Q. That 20 has to cover 21 A. Yes	i. even though II, yes. In though the post was created, is filled? It would be when the NHU-1 post it?	10 11 12 13 14 15 16 17 18	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other correction officers engage in that practice
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes 19 Q. That 20 has to cover 21 A. Yes	i. even though II, yes. In though the post was created, is filled? It would be when the NHU-1 post it?	10 11 12 13 14 15 16 17 18 19 20	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other correction officers engage in that practice as well?
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes 19 Q. That 20 has to cover 21 A. Yes 2 Q. Unc 25 sheriff, "The	i. even though II, yes. In though the post was created, is filled? It would be when the NHU-1 post it? It recommendations to the sheriff should question the	10 11 12 13 14 15 16 17 18 19 20 21	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other correction officers engage in that practice as well? A. Yes.
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes 19 Q. That 20 has to cover 21 A. Yes 2 Q. Unc 25 sheriff, "The housing area	even though II, yes. In though the post was created, If would be when the NHU-1 post it? It would be when the sheriff should question the officer for the North Housing	10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other correction officers engage in that practice as well? A. Yes. Q. Do you have any requirement to
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes 19 Q. That 20 has to cover 21 A. Yes 2 Q. Unc 25 sheriff, "The 24 housing area 25 area for the 25 sheriff.	even though II, yes. In though the post was created, If would be when the NHU-1 post it? It would be when the NHU-1 post it? It er recommendations to the sheriff should question the officer for the North Housing accuracy of his documented	10 11 12 13 14 15 16 17 18 19 20 21 22 23	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other correction officers engage in that practice as well? A. Yes. Q. Do you have any requirement to document when it is that you take your
10 post, that's to 11 if it's after 4 12 manned? 13 A. Yes 14 Q. So 15 A. We 16 Q. Eve 17 it's not always 18 A. Yes 19 Q. That 20 has to cover 21 A. Yes 2 Q. Unc 25 sheriff, "The 24 housing area 25 area for the 25 sheriff.	even though II, yes. In though the post was created, If would be when the NHU-1 post it? It would be when the sheriff should question the officer for the North Housing	10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	your 1345 hour check, you went out North Housing Unit exercise yard to smoke a cigarette; do you see that? A. Yes. Q. Do you recall if anybody spoke with you about whether or not that was permitted? A. No. Q. Is that something you still do? A. Common practice, yes. Q. Do you observe that other correction officers engage in that practice as well? A. Yes. Q. Do you have any requirement to document when it is that you take your COMPU-TRAN SHORTHAND REPORTING

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	JOSEPH A. VASATURO	1	JOSEPH A. VASATURO
1	cigarette breaks?	2	A. No. They'll travel freely
2	-	3	well, from gate 13 around to North Housing
3	A. No. MS. BERG: Let me have	4	Unit.
A .	marked as Plaintiff's Exhibit 16, a copy	5	Q. When they arrive at North Housing
	of the log from the North Housing Unit	6	Unit is when your responsibilities take
6	from November 12, 2003 through November	7	over?
7		8	A. Yes.
8	15, '03. (Whereupon, Plaintiff's Exhibit 16 ,	9	Q. Where do you take them from the
9	LOGBOOK, was marked for identification.)	10	desk in terms of bible study?
10	Q. Take a look at 16 which is a	11	A. In a program room.
11	·	12	Q. Where is that located?
12	logbook for the North Housing Unit. I'm	13	A. Right in North Housing Unit.
13	going to turn your attention to page 84 at	14	Q. How far from the desk?
14	the top left about halfway in. The bottom	15	A. Twenty-five, maybe 30 feet.
15	entry 2761 at 1933. "Received four males," names them. "Three females for bible	16	Q. Is that beyond the gate?
16		17	A. It is.
17	study." Do you see that? A. I do.	18	Q. When you take them in, you say you
18	Q. Have you ever been on the North	19	put them in the room. You shut the door,
19	Housing Unit when people have inmates	20	you lock them in; correct?
20		21	A. Yes.
21	have come in for bible study? A. Yes.	22	Q. Approximately, how long does all
22	Q. What are you required to do as the	23	of this take?
23	North Housing Unit's correction officer if	24	A. Three minutes. Not very
24	that happened?	25	long.
25	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING
 	254	 	256
			
1		1	JOSEPH A. VASATURO
1 2	JOSEPH A. VASATURO	1 2	
2	JOSEPH A. VASATURO A. They leave their tags for the		JOSEPH A. VASATURO
2 3	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close	2	JOSEPH A. VASATURO Q. Are you required to document
2 3 4	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we	2	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends?
2 3 4 5	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks.	2 3 4	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving
2 3 4 5 6	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as	2 3 4 5	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their
2 3 4 5	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks.	2 3 4 5 6	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes.
2 3 4 5 6 7	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well?	2 3 4 5 6 7	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the
2 3 4 5 6 7 8 9	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their	2 3 4 5 6 7 8	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right.
2 3 4 5 6 7 8	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes.	2 3 4 5 6 7 8	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974."
2 3 4 5 6 7 8 9	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they	2 3 4 5 6 7 8 9	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those
2 3 4 5 6 7 8 9 10	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes. Q. Are you required to fill out any	2 3 4 5 6 7 8 9 10	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries?
2 3 4 5 6 7 8 9 10 11	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes.	2 3 4 5 6 7 8 9 10 11 12 13	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries? A. Yes.
2 3 4 5 6 7 8 9 10 11 12	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes. Q. Are you required to fill out any	2 3 4 5 6 7 8 9 10 11 12	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries? A. Yes. Q. Did you make any entries
2 3 4 5 6 7 8 9 10 11 12 13	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes. Q. Are you required to fill out any paperwork, such as this or something else?	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries? A. Yes. Q. Did you make any entries pertaining to finding Norberto Rivera?
2 3 4 5 6 7 8 9 10 11 12 13 14 15	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes. Q. Are you required to fill out any paperwork, such as this or something else? (Indicating)	2 3 4 5 6 7 8 9 10 11 12 13 14	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries? A. Yes. Q. Did you make any entries pertaining to finding Norberto Rivera? A. I did not.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes. Q. Are you required to fill out any paperwork, such as this or something else? (Indicating) A. Yes. You put their names in the	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	JOSEPH A. VASATURO Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries? A. Yes. Q. Did you make any entries pertaining to finding Norberto Rivera? A. I did not. Q. Do you know why that was?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	JOSEPH A. VASATURO A. They leave their tags for the logbooks. They enter the room. We close the door. We'll continue our checks and we add them into the checks. Q. So you'll be checking on them as well? A. Yes. Q. When you say they leave their I.D.s at the logbook, it's something they physically take off and leave at the desk? A. Yes. Q. Are you required to fill out any paperwork, such as this or something else? (Indicating) A. Yes. You put their names in the book.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q. Are you required to document anything about when the bible study ends? A. Yes. That would be them leaving and going back upstairs or back to their housing unit. Q. Would you log that in? A. Yes. Q. Take a look if you would at the page that's marked 91 at the top right. Where the stamp is "officer on duty, 2974." From there through the next page, are those all your entries? A. Yes. Q. Did you make any entries pertaining to finding Norberto Rivera? A. I did not. Q. Do you know why that was? A. My sergeant took the logbook.
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	Са	se 7:07-cv-02866-CS-GAY Decume	nt フ	27-11 Filed 05/07/2008 Page 35 of 3 2 59				
		JOSEPH A. VASATURO	- 1	ISSESSION A MAGATURO				
1				2 or amend a prior answer?				
2			3 A. Yes.					
3		ning we knew what was going on.		4 Q. Go ahead.				
4		In terms of your starting at 2974,	'	A				
		ective supervision, what does that	5					
6		m	6	7 bring against me.				
7	Α.	It means they're out and about.	'					
8	Active.			·				
9	Q.	Was anybody on	9					
10	Α.	Active and general supervision.	10	• •				
11	Q.	At this point, you don't indicate	11	• • • • • • • • • • • • • • • • • • • •				
12	_ , , ,			time in connection with which they could do				
13	check?	·	13					
14	Α.		14					
15	Q.	Is there some reason you didn't do	15					
16	that?		16	•				
17	Α.	No.	17					
18	Q.	Do you know if Rivera was on a	18					
19	15-minu	te check by looking at this	19	·				
20	logbook?		20	•				
21	Α.	By looking at this, I couldn't	21					
22	tell.		22	• •				
23	Q.	And there's no indication on any	23	whether or not a decision has been made one				
24	of the er	itries that you made pages 91 to 92	24	· ·				
25				5 A. Not that I no.				
	·. <u> </u>	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING				
	VIII.	258	1	260				
1		JOSEPH A. VASATURO	1					
2	performe	ed; correct?	2	•				
3	Α.	No.	3					
4	Q.	That's correct?	4	4 A. I'm unaware of anything that				
5		Yes. I didn't write 15 minute.	5					
6	•	ere done every 15 minutes.	6					
7	-•-	You didn't indicate that in the	7	· · · · · · · · · · · · · · · · · · ·				
8	logbook?		8	, , , , , , , , , , , , , , , , , , , ,				
9	Α.	No.	9					
10	Q.	Did anybody ever discipline you	10					
11		or counsel you about it?	11	·				
12	Α.	No.	12					
13		MS. BERG: In case I	13					
14		t request on the record earlier, I am	14					
15		to request the new policy that was	15	5 A. No.				
			1					
16	put ir	n August 4, '06.	16	Q . Are there any other answers that				
	put ir	n August 4, '06. Give us two seconds.	17	Q. Are there any other answers thatyou've given that you want to modify or				
16	put ir	n August 4, '06.	17 18	Q. Are there any other answers that you've given that you want to modify or change?				
16 17	put ir	n August 4, '06. Give us two seconds. T/DATA REQUESTED: (Recess taken)	17 18 19	Q. Are there any other answers that you've given that you want to modify or change? A. No.				
16 17 18	put ir	n August 4, '06. Give us two seconds. T/DATA REQUESTED:	17 18	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have				
16 17 18 19	put in CODCUMENT CONTINUE MS. BERG:	n August 4, '06. Give us two seconds. T/DATA REQUESTED: (Recess taken) D EXAMINATION BY	17 18 19	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have anything else.				
16 17 18 19 20	put in CODCUMENT CONTINUE MS. BERG:	n August 4, '06. Give us two seconds. T/DATA REQUESTED: (Recess taken) D EXAMINATION BY	17 18 19 20	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have anything else. EXAMINATION BY				
16 17 18 19 20 21	put in CODCUMENT CONTINUE MS. BERG:	August 4, '06. Give us two seconds. T/DATA REQUESTED: (Recess taken) D EXAMINATION BY I understand you want to clarify a	17 18 19 20 21 22 23	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have anything else. EXAMINATION BY MR. KLEINBERG:				
16 17 18 19 20 21 2	put in () DOCUMENT CONTINUE MS. BERG: Q. prior ans A.	August 4, '06. Give us two seconds. I/DATA REQUESTED: (Recess taken) D EXAMINATION BY I understand you want to clarify a wer? Excuse me?	17 18 19 20 21 22 23 24	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have anything else. EXAMINATION BY MR. KLEINBERG: Q. I have a couple questions for you,				
16 17 18 19 20 21 2	put in () DOCUMEN* CONTINUE MS. BERG: Q. prior ans A. Q.	August 4, '06. Give us two seconds. T/DATA REQUESTED: (Recess taken) D EXAMINATION BY I understand you want to clarify a wer? Excuse me? I understand you want to clarify	17 18 19 20 21 22 23	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have anything else. EXAMINATION BY MR. KLEINBERG: Q. I have a couple questions for you, sir. My name is Adam Kleinberg. I				
16 17 18 19 20 21 2 2 24	put in () DOCUMEN* CONTINUE MS. BERG: Q. prior ans A. Q.	August 4, '06. Give us two seconds. I/DATA REQUESTED: (Recess taken) D EXAMINATION BY I understand you want to clarify a wer? Excuse me?	17 18 19 20 21 22 23 24 25	Q. Are there any other answers that you've given that you want to modify or change? A. No. MS. BERG: I don't have anything else. EXAMINATION BY MR. KLEINBERG: Q. I have a couple questions for you, sir. My name is Adam Kleinberg. I COMPU-TRAN SHORTHAND REPORTING				

t	Case 7:07-cv-02866-CS-GAY 289cumer	nt 27	7-11 Filed 05/07/2008 Page 36 of 3 2 63
1	JOSEPH A. VASATURO	1	
2	represent Sheriff Smith in this case.	2	UNITED STATES DISTRICT COURT)
3	If you look at what we marked as	3	<i>\$5:</i>
4	Exhibit 14, Exhibit 14 is the January 11,	4	SOUTHERN DISTRICT OF NEW YORK)
	2005 final report from the Commission of	5	
6	Correction regarding the Norberto Rivera's	6	- ADDED A MACATURO the witness
7	suicide.	7	I, JOSEPH A. VASATURO, the witness
8	A. Yes.	8	herein, having read the foregoing testimony of
9	Q. On page five, the paragraph one,	9	the pages of this deposition, do hereby certify
10	it says, "Policies should be in place to	10	it to be a true and correct transcript, subject
11	have officers document the actual time they	11	to the corrections, if any, shown on the
12	complete rounds and not rounded off to the	12	attached page.
13	nearest half or quarter hour;" do you see	13	
14	that?	14 15	000
15	A. I do.	16	
16	Q. When Mr. Sinkov withdrawn. When you recorded entries in May	17	
17	of 2006, when you checked your rounds, did	18	
18	you record the actual time you completed the	19	
19 20	rounds at that time or did you round	20	JOSEPH A. VASATURO
21	off?	21	
22	A. I feel that was the actual time,	22	Subscribed and sworn to before me
23	but again, the actual time it's going to be	23	this day of, 2008.
24	on the electronic device.	24	
25	Q. You knew at that point in May 2006	25	The state of the s
	COMPU-TRAN SHORTHAND REPORTING		COMPU-TRAN SHORTHAND REPORTING 264
	262	1	204
1	JOSEPH A. VASATURO	2	STATE OF NEW YORK)
2	to record actual time and not round	3) ss
3	off?	4	COUNTY OF ROCKLAND)
4	A. I did. MR. KLEINBERG: No further	5	
5		6	a de la Alabara Dublica within
6	anactions for VALL SIC	1 7	I Tracy Smith NOTATY PUBLIC WILLIUM
7	questions for you, sir. MR. COON: I have no	7 8	I, Tracy Smith, Notary Public within and for the State of New York, do hereby
7 8	MR. COON: I have no	7 8 9	and for the State of New York, do hereby certify:
8	·	8	and for the State of New York, do hereby certify:
	MR. COON: I have no questions.	8 9 10 11	and for the State of New York, do hereby certify: That I reported the proceedings in the
8 9	MR. COON: I have no questions.	8 9 10 11	and for the State of New York, do hereby certify: That I reported the proceedings in the within entitled matter, and that the within
8 9 10	MR. COON: I have no questions. MS. BERG: That's it. o0o	8 9 10 11 12 13	and for the State of New York, do hereby certify: That I reported the proceedings in the within entitled matter, and that the within transcript is a true record of said
8 9 10 11	MR. COON: I have no questions. MS. BERG: That's it.	8 9 10 11	and for the State of New York, do hereby certify: That I reported the proceedings in the within entitled matter, and that the within transcript is a true record of said proceedings.
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8 9 10 11 12 13 14 15 16 17 18 19 20 21 2	MR. COON: I have no questions. MS. BERG: That's it. o0o	8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	and for the State of New York, do hereby certify: That I reported the proceedings in the within entitled matter, and that the within transcript is a true record of said proceedings. I further certify that I am not related to any of the parties to the action by blood or marriage, and that I am in no way interested in the outcome of this matter. IN WITNESS WHEREOF, I have hereunto set my hand this 3rd day of February, 2008.
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	Case 7:07-cv-02	800-US-C	AY 7	gocumen		Filed 05/07/2008		je 37 di ⁷ 37	
1					4 5	5/20/06 P-1 MENTAL HEALTH ROUTING	174 177	23	
2	CORRECTION SHEET				6	SHEET JAIL MANAGEMENT SYSTEM		4	
3	Re: SINKOV VS SMITH, ET AL				7	BOOKING SLIP INMATE MEDICAL INTAKE		5	
4	The following corrections,				8	RECORD SUICIDE PREVENTION &	189	2	
	r deletions were noted on the tr				D	CRISIS INTERVENTION, BASIC PROGRAM TRAINERS			
6	the testimony which I gave in the					MANUAL	102	13	
7	captioned matter, held on Januar	ry 7, 2008.			9	OFFICER'S HANDBOOK, SUICIDE PREVENTION AND	193	19	
8		_				CRISIS INTERVENTION IN COUNTY JAILS AND POLICE			
9	PAGE(S) LINE(S) SHOULD REAL	2 -			10	LOCKUPS LOGBOOK	197	3	
10						VASATURO'S STATEMENT DATED MAY 20, 2006	214	24	
11					12	FINAL REPORT STATE COMMISSION OF	223	21	
12						CORRECTION	237	7	
13 14				ŀ		LETTER DATED 11/2/06 FINAL REPORT OF	248	8	
15					15	NORBERTO RIVERA STATEMENT DATED	251	. 24	
16					16	11/15/03 LOGBOOK	253	10	
17									
18									
19					DEFF	NDANT'S EXHIBITS:			
20	JOSEPH A. VASATI				<u> </u>				
21	Subscribed and sworn to before n	n e				NONE			
22	this day of, 2008.								
23 24									
44					RULII	NGS CONTEMPLATED:			ŀ
					Α/	ONE			
_	COMPU-TRAN SHORTHA	ND REPORTING				COMPU-TRAN SHORTHAND RE	PORTING		
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	***I N D E X*	**						·	
	64.CE# 11	NF#							
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	EXAMINATION BY:								
	MS. BERG		0						
	MR. KLEINBERG		3						
	DOCUMENT/DATA REQUESTED:								
	Call for a copy of	227 6							
	probationary document that was extended								
	Call for the production of	236 5							
	that policy							.*.	. ""
	I am going to request the new policy that was put in	258 1	8						
	August 4, '06								
	PLAINTIFF'S EXHIBITS:								
	1 SUICIDE PREVENTION	77 2	i						
	SCREENING GUIDELINES, FORM 330-ADM	101 5							
	2 SECTION III, ARTICLE 15, MENTAL HEALTH	101 5							
	EVALUATION & SERVICE 3 SUICIDE PREVENTION 5 SOURCE SHIPE IN ES	141 2	2						
	SCREENING GUIDELINES, SOJ-32, PAGE 7, DATED								
	5/20/06 COMPU-TRAN SHORTHAND R	EPORTING		Page 265 to 3	267 of 288			02/05/2008 10:06:18	АМ
67 of 3	88 sheets			, age 200 to					